



Journal of the Senate

Number 14—Regular Session

Wednesday, April 16, 2003

CONTENTS

Bills on Third Reading	408
Call to Order	406
Co-Sponsors	453
Committee Substitutes, First Reading	429
Executive Business, Appointment Reports	427
Executive Business, Appointments	452
House Messages, First Reading	452
Introduction and Reference of Bills	428
Motions Relating to Committee Reference	423
Point of Order	422
Point of Order Ruling	422
Reports of Committees	423
Resolutions	406
Senate Pages	454
Special Order Calendar	412

CALL TO ORDER

The Senate was called to order by President King at 9:00 a.m. A quorum present—39:

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Excused: Senator Miller

PRAYER

The following prayer was offered by the Rev. Karl Flagg, Mt. Tabor First Baptist Church, Palatka:

Let us bow our heads and reverence our hearts unto God.

Almighty and Everlasting God, our Eternal Father: we humbly approach your most awesome throne of grace with a heart full of adoration and praise. First of all, we acknowledge this new and beautiful day that thou has personally created for us. Teach us how we can appreciate this day through our positive and productive attitude. Help us to pursue unity among one another in an effort to accomplish the prioritized orders of the day. We recognize that we can attain our objectives and goals, and all that is pleasing in your sight as long as we remain focused on your will.

We further petition you to continue to graciously lead, guide, and direct every deliberation within the decision-making process of this Senate body. Please increase the knowledge, wisdom, and comprehension of each of these, our State Senators, who represent a multitude of diverse districts throughout our great State. Help each and every Senator to seek you in order for them to make the best selection for the overall

enhancement of our local communities, both urban and rural. Let none of us seek personal gain and attention for a selfish agenda, but rather provide us the vigor, vision, and vitality required to reach beyond all difficulties, and the power to persevere towards a better today and an even greater tomorrow.

O Holy One, the infiniteness of your divinity and the finiteness of mere humanity constantly reminds us that without you, we simply won't make it; but with you we can take it and can definitely make it. There's none like you and absolutely no one could have brought us from where you have brought us from, nor brought us through what you have brought us through. You are our ultimate source and resource, therefore, we thank thee, O Lord.

Our Father, in the midst of our homeland and foreign security issues, be the bridge over troubled waters, and our refuge in a mighty storm for our military men and women and their families. Please let our mission and motive be love for all, and help us to pursue peace at home and abroad.

This Wednesday morning, we pause to express our gratitude for and on the behalf of this eloquent Florida Senate. In closing, continue to bless the Senate President and leadership and we beseech thee further, O Lord. Please hear us as we call, and continue to protect us from any form of a fall as we seek solutions to and resolutions for our issues and challenges. Keep us forever mindful of the health, education, and welfare of all of our citizens; help us to maintain fiscal responsibility on all levels of government that we may represent the least of those whom you have entrusted to us; and finally, let the spirit of cooperation be reflected in these Senate Chambers, and in us all.

In our blessed Savior's name, we pray. Amen.

PLEDGE

Senate Pages Charles Morehead IV of Lighthouse Point, Kristen Orkis of Deltona, Justin J. Streim of Spring Hill, Leslie Pantin of Coral Gables and Steven Pruitt, son of Senator Pruitt, of Port St. Lucie, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President requested Senator Peaden to serve as the doctor of the day.

ADOPTION OF RESOLUTIONS

On motion by Senator Lynn—

By Senators Lynn, King, Alexander, Argenziano, Aronberg, Atwater, Bennett, Bullard, Campbell, Carlton, Clary, Constantine, Cowin, Crist, Diaz de la Portilla, Dockery, Fasano, Garcia, Geller, Hill, Jones, Klein, Lawson, Lee, Peaden, Posey, Pruitt, Saunders, Sebesta, Siplin, Smith, Villalobos, Wasserman Schultz, Webster, Wilson and Wise—

SR 2724—A resolution recognizing Ocala/Marion County, Florida, as “The Horse Capital of the World.”

WHEREAS, Ocala/Marion County, Florida, is home to more than 30,000 Thoroughbred horses, and

WHEREAS, the Thoroughbred horse industry provides gainful employment to more than 11,000 residents of Marion County, and

WHEREAS, the Thoroughbred horse industry annually generates more than \$1 billion in revenue for the economy of Marion County, and

WHEREAS, the Florida Thoroughbred Breeders' and Owners' Association is headquartered in Ocala/Marion County, is an active supporter of many worthy causes within the county, and was a moving force behind "Horse Fever," a community program combining the love of horses and art into a phenomenal public art display that captured the imagination of all who saw it, and

WHEREAS, the Thoroughbred horse industry has identified and distinguished Ocala/Marion County as the preeminent home of Thoroughbred horses, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate acknowledges the many benefits the Thoroughbred horse industry has bestowed on the people of Ocala/Marion County and the State of Florida and recognizes Ocala/Marion County, Florida, as "The Horse Capital of the World."

—was introduced out of order and read by title. On motion by Senator Lynn, **SR 2724** was read the second time in full and adopted.

On motion by Senator Lynn—

By Senators Lynn, King, Alexander, Argenziano, Aronberg, Atwater, Bennett, Bullard, Campbell, Carlton, Clary, Constantine, Cowin, Crist, Diaz de la Portilla, Dockery, Fasano, Garcia, Geller, Haridopolos, Hill, Jones, Klein, Lee, Margolis, Peaden, Posey, Pruitt, Saunders, Sebesta, Siplin, Smith, Villalobos, Wasserman Schultz, Webster, Wilson and Wise—

SR 2764—A resolution encouraging fathers and caring men who substitute for fathers to be meaningfully involved in their children's lives, and recognizing September 2003 as "Take Your Dad to School Month" in the State of Florida.

WHEREAS, in 1998, the United States Department of Education published a report entitled "Fathers' Involvement in Their Children's Schools," showing that children whose fathers participate in their school's activities are more likely to achieve high grades, enjoy school, and participate in extracurricular activities, and less likely to repeat a grade or be suspended or expelled from school, and

WHEREAS, a 1999 survey commissioned by the National Center for Fathering found that 40.2 percent of fathers never read to their children, only 40.9 percent of fathers 25 to 44 years of age know any of their children's teachers, 32.4 percent of fathers had never attended their children's school events, 77 percent of fathers had never shared school lunch with their children, and 58 percent of fathers had never volunteered at their children's school, and

WHEREAS, fathers are increasingly being encouraged by all responsible segments of society to be meaningfully involved in every aspect of their children's lives because children who are benefited by a wholesome and active relationship with their fathers are more likely to be well-adjusted in adolescence and adulthood, and

WHEREAS, men who are grandparents, uncles, family friends, or Big Brothers in the community are increasingly involved in the lives of children whose biological fathers are absent, recognizing that children who are without fathers benefit from having a wholesome and active relationship with a caring man who substitutes as a nurturing father, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate encourages fathers and caring men who substitute for fathers to be meaningfully involved in every aspect of their children's lives and recognizes September 2003 as "Take Your Dad to School Month" in the State of Florida.

—was introduced out of order and read by title. On motion by Senator Lynn, **SR 2764** was read the second time in full and adopted.

At the request of Senator Campbell—

By Senator Campbell—

SR 168—A resolution recognizing the first week of December as "Intergenerational Week" in the State of Florida.

WHEREAS, the Bridge Legacy Project, founded by the Florida 106 Leadership Team of Summit Education, fosters mentoring between the young and the young at heart and partners youth and seniors, creating loving, nurturing, and meaningful relationships, and

WHEREAS, Bridges works to raise awareness, create partnerships, and encourage actions on behalf of the seniors and youth, including seniors in nursing care and youth in foster care, thereby providing both groups with the opportunity to reshape any misconceptions that each has about the other, and

WHEREAS, Florida 106 has made a commendable commitment to launch a week of activities designed to support its intergenerational mission, and

WHEREAS, it is desirable that other residents of this state who work with the young and the young at heart should undertake their own projects annually during Intergenerational Week, and

WHEREAS, these events take place during the first week of December, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes the first week of December as "Intergenerational Week."

—**SR 168** was introduced, read and adopted by publication.

At the request of Senator Smith—

By Senator Smith—

SR 2846—A resolution celebrating April 15, 2003, as "University of Florida Day."

WHEREAS, the University of Florida, the only Florida university honored by membership in the prestigious Association of American Universities, is celebrating its 150th anniversary during this year 2003, and

WHEREAS, the university, the leading institution of higher learning of its state, has served its community, its state, its nation, and the world at large both faithfully and exceptionally while performing its mission of teaching, research, and service, and

WHEREAS, the university, Florida's largest, now enrolls and provides the opportunities inherent in higher education to more than 47,000 students, making it the fourth-largest campus in the country, and

WHEREAS, the university's student population represents all of Florida's 67 counties, all 40 states, and more than 100 countries, thereby bringing cultural and intellectual diversity to its campus while also significantly extending the ideals of the American and Florida higher-education system worldwide, and

WHEREAS, the university ranks first among all public universities in the number of National Achievement Scholars enrolled in the Fall 2002 freshman class, and ranks second among all public universities in enrolling National Merit Scholars in the same class, demonstrating the appeal of the high standards of a University of Florida education to the state's and nation's top young scholars from all walks of life, and

WHEREAS, the university's outstanding freshman-to-sophomore retention rate of 93 percent underlines the outstanding quality of the university's entire academic experience, from enjoying the education offered in several top-20 ranked academic programs, and personal academic and career advising, to sophisticated online programs, to self-tracking of academic progress, and

WHEREAS, the university ranks third in the nation for all AAU universities in bachelor's degrees awarded to African American students and third amongst AAU universities in Latino students earning bachelor's degrees in the latest ranking completed, providing a further and commendable example of the university's continuing commitment to attracting, enrolling, retaining, and graduating students from all walks

of life, reflecting our state's and nation's magnificent heritage and culture, and

WHEREAS, the university, a top "Research Extensive" university as classified by the Carnegie Foundation, and the center of distinguished colleges and highly advanced liberal arts and sciences programs, employs many of the finest faculty and staff found at any institution in the United States, including its recent ranking in the Top Ten for Fulbright Awards among the elite members of the Association of American Universities, and

WHEREAS, the faculty staff and students of the university have accomplished world-class results in numerous areas of healthcare research, including the University of Florida's College of Dentistry's efforts to eradicate oral diseases and craniofacial pain and disorders worldwide, including Dr. Jeffery Hillman's exceptional work to eliminate tooth decay for all time, and

WHEREAS, researchers at the University of Florida have sought innovative, counter-intuitive methods to treat age-old scourges of humankind, including UF's Dr. Terry Flotte's critical work to use harmless adeno-associated viruses to deliver corrective genes to combat such diseases as cystic fibrosis, and

WHEREAS, the researchers at the university are advancing the field of the physical sciences whose applications have reached for the sky and beyond, including the work of the new Institute for Future Space Transport, a 7-member consortium of universities headed by University of Florida's Professor Wei Shyy, tasked to develop the next-generation near-space transport system, and

WHEREAS, the university is applying new technologies to resolve ancient engineering challenges, such as Dr. Marc Hoyt's efforts in creating and applying new computerized engineering strategies and tactics now adopted worldwide to examine the safety and effective lifetime of older structures, such as bridges and piers, and designing newer, safer constructions, and

WHEREAS, the university has unique programs essential to the welfare of the state of Florida and all its inhabitants, such as the university's College of Veterinary Medicine where Dr. Janet Yamamoto, Professor of Pathology, has recently received approval by the United States Department of Agriculture of a vaccine she created to defeat the spread of feline immunodeficiency virus, a disease that may infect as much as 25 percent of the global domestic cat population, and may have application in the development of a human AIDS vaccine, and

WHEREAS, the university is Florida's largest, oldest land-grant institution, whose Institute of Food and Agricultural Sciences has global reach and monumental statewide impact on mastering all manner of agricultural and consumer concerns, including the work of UF's Dr. Nan-Yao Su, the world's authority on the behavioral ecology and control of subterranean termites, whose creation of a monitoring/baiting program with hexaflumuron, now commercially available to the public under the trade name, Sentricon, now provides a more environmentally safe, highly effective means of reducing termite devastation, which had been costing consumers in this country \$1.5 billion annually to control, and

WHEREAS, the University of Florida continually excels across the range of its student-athletics programs, from NCAA Division 1 powerhouses in major sports to earning national championships with its student intramural programs, and creating exceptional opportunities for young men and women to experience the joy and rugged self-discipline of student-athleticism, with results that rank UF's overall intercollegiate sports programs as the best in its conference and one of the top 5 programs in the country when considering overall game day success, graduation rates, support, Title IX compliance, and commitment to excellence, as exemplified by the university's dedication to bringing to its campus the finest coaches in the country, to include Women's Basketball Coach Carolyn Peck, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate celebrates April 15, 2003, as "The University of Florida Day" in Tallahassee, in honor of the University of Florida's singular contributions to its state, its nation, and throughout the world since its inception 150 years ago.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Dr. Charles E. Young, President of the University of Florida, as a token of the sentiments of the Florida Senate.

—**SR 2846** was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 2822—A resolution supporting the safe return of America's Women Prisoners of War/Missing in Action (POW/MIA) held in "Operation Iraqi Freedom."

WHEREAS, more than 200,000 women are currently serving in the armed forces, constituting 15 percent of both the enlisted ranks and the officer corps, making up more than 15 percent of the Army, 14 percent of the Navy, 6 percent of the Marine Corps, and 19 percent of the Air Force, and

WHEREAS, in 1994 the so-called Risk Rule was lifted, opening nearly 90 percent of all military jobs to women, which means that women must now follow their male counterparts into hostile zones, and

WHEREAS, on March 23, the 507th Maintenance Battalion based at Fort Bliss, Texas, ran into a heavily armed Iraqi combat unit, which included two tanks and automatic weapons, near the city of An Nasiriyah, Iraq, and

WHEREAS, Private First Class Jessica Lynch, 19, of Palestine, West Virginia, first believed missing in action, then found to have become a prisoner of war, was safely rescued on April 1, and

WHEREAS, Private First Class Lori Ann Piestewa, 22, of Tuba City, Arizona, a Hopi Indian, was missing in action since being ambushed while on a supply mission, and is now confirmed killed in action, and

WHEREAS, Specialist Shoshana Nyree Johnson, 30, of El Paso, Texas, remains a prisoner of war since the ambush, an African-American, single mother with a 2-year-old daughter, who is a cook, and

WHEREAS, the United States House of Representatives unanimously passed a resolution on March 27 demanding that Iraq obey the Geneva Conventions, condemning violations of those rules to date, and calling for the Red Cross to have access to Americans held captive, and

WHEREAS, we express pride and support for the women of the Armed Forces as they respond to the call to duty and bravely answer their country's call to serve, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That this legislative body proudly honors and supports the women of our Armed Forces for their valor, unselfish sacrifices, and dedication to duty, and calls upon this state and the people of Florida to remember these women in their thoughts and prayers as we await their safe rescue and return to United States soil.

—**SR 2822** was introduced, read and adopted by publication.

BILLS ON THIRD READING

SB 1430—A bill to be entitled An act relating to the tax on gross receipts for utility and communications services; amending s. 203.01, F.S.; excluding gross receipts from sales of manufactured gas to certain utilities from the term "gross receipts" for certain purposes; amending s. 166.231, F.S.; exempting the purchase of manufactured gas for resale or for use as fuel in the generation of electricity from the public service tax; providing an effective date.

—as amended April 10 was read the third time by title.

On motion by Senator Alexander, **SB 1430** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz de la Portilla	Posey
Alexander	Dockery	Pruitt
Argenziano	Fasano	Saunders
Aronberg	Garcia	Sebesta
Atwater	Geller	Siplin
Bennett	Haridopolos	Smith
Bullard	Hill	Villalobos
Campbell	Jones	Wasserman Schultz
Carlton	Klein	Webster
Clary	Lee	Wilson
Constantine	Lynn	Wise
Cowin	Margolis	
Crist	Peaden	

Nays—None

Vote after roll call:

Yea—Dawson, Lawson

CS for CS for SB 1184—A bill to be entitled An act relating to the judicial branch of government; amending s. 27.02, F.S.; requiring the state attorney to provide discovery materials to a defendant; providing for fees to be charged unless the defendant is indigent; amending s. 27.15, F.S.; providing for payment of expenses for a state attorney to assist in another circuit; amending ss. 27.34 and 27.54, F.S.; prohibiting counties or municipalities from funding the state attorneys' offices for prosecution of violations of special laws or ordinances; eliminating provisions authorizing the use of funds for certain civil and criminal proceedings; eliminating provisions requiring counties to provide certain services and pay certain fees, expenses, and costs incurred by the state attorney or public defender; amending s. 27.3455, F.S., relating to the annual statement of revenues and expenditures; conforming provisions to changes made by the act; amending s. 27.51, F.S., relating to duties of the public defender; specifying additional indigent persons for whom the public defender is required to secure representation; deleting provisions relating to limitations on representation by public defenders in direct appeals of death penalty cases; amending s. 27.53, F.S.; providing criteria for determining whether a conflict of interest exists; prohibiting withdrawal based solely on lack of funding or excess workload; providing that circuit indigent representation committees approve qualifications; amending s. 27.562, F.S.; providing that certain funds must be remitted to the state, not to counties; amending s. 27.58, F.S.; providing for the administration of indigent representation services; redesignating certain public defender services as indigent representation services; amending s. 28.24, F.S., relating to service charges by clerks of the circuit court; directing the clerk of court to provide access to and copies of public records held by the clerk, without charge, to any judge or justice, state attorney, public defender, and certain court staff; amending s. 29.001, F.S.; defining the elements of the state courts system; providing for using state revenue to pay certain costs associated with those elements; specifying expenses that counties must pay; amending s. 29.002, F.S.; revising the basis for funding, to implement s. 14, Art. V of the State Constitution by a specified date; amending s. 29.004, F.S.; revising and expanding the list of elements of the state courts system; amending s. 29.005, F.S.; providing for funding state attorneys' offices and paying prosecution expenses from state revenues; providing for additional expenses; amending s. 29.006, F.S.; revising and expanding the list of elements of public defenders' offices; amending s. 29.007, F.S.; revising and expanding the list of elements of court-appointed counsel; providing for funding from state revenues; amending s. 29.008, F.S., relating to county funding of court-related functions; redefining terms; providing standards that facilities and communications systems and services must meet to qualify for funding; requiring that the integrated computer system be made capable of electronically exchanging certain data using specified means at certain levels by a specific date; providing for defining local requirements and adopting a budget therefor; amending s. 43.26, F.S.; redesignating the presiding judge of the circuit as the chief judge of the circuit; providing additional powers of the chief judge; creating s. 40.001, F.S.; specifying authority for the management of the jury system; clarifying duties as to administration and processing of jurors; providing authority to the clerks of the circuit courts to contract with the court for specified services for jury processing; amending s. 92.153, F.S.; providing maximum charges for documents produced pursuant to subpoenas or records request issued by the state attorney or the

public defender; amending s. 925.035, F.S.; amending standards for attorneys who handle capital cases; revising procedures and provisions relating to their compensation; amending s. 925.036, F.S.; providing for the circuit indigent representation committee to fix the rate of compensation of certain appointed counsel; prescribing the qualifications of attorneys who represent indigent defendants; amending s. 925.037, F.S.; providing for the composition, staff, responsibilities, and funding of circuit indigent representation committees; requiring the preparation and distribution of a statewide comparative budget report relating to circuit indigent representation committees by the Justice Administrative Commission; providing for the appropriation of funds for attorney's fees and expenses in criminal conflict cases and in child dependency cases and other court-appointed attorney cases; providing that the transfer of the funding source for the state courts system shall not affect the validity of pending proceedings; providing that the entity responsible for providing appropriations after July 1, 2004, shall be the successor in interest to existing contracts; providing that the successor in interest to existing contracts is not responsible for funding or payment of any service rendered prior to July 1, 2004; amending s. 43.35, F.S.; redesignating witness coordinating offices as witness coordinating programs; providing for circuit courts, rather than court administrators, to establish such programs; authorizing a judge or justice to perform any judicial act on any day of the week; repealing ss. 27.005, 27.006, 27.385, 27.52(1)(a), 29.011, 40.02(3), F.S., relating to definitions, court reporting services, budget expenditures, determination of indigency for purposes of appointing a public defender or conflict attorney, a pilot project, and the selection of jury lists; reenacting s. 943.053, F.S., relating to the dissemination of criminal justice information, to incorporate the amendments to ss. 27.51 and 27.53, F.S.; requiring a report on costs of court-related services provided by the counties; providing specific requirements; providing for reimbursement of certain expenses; providing an appropriation; amending s. 25.073, F.S.; revising a definition for purposes of retired judges or justices assigned to temporary duty; providing effective dates.

—as amended April 10 was read the third time by title.

On motion by Senator Villalobos, **CS for CS for SB 1184** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Aronberg

HB 1017—A reviser's bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2003 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2003 shall be effective immediately upon publication; providing that general laws enacted during the April 29-May 13, 2002, special session and prior thereto and not included in the Florida Statutes 2003 are repealed; providing that general laws enacted during the 2003 regular session are not repealed by this adoption act.

—was read the third time by title.

On motion by Senator Lee, **HB 1017** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peadar
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for SB's 1334, SB 534 and SB 360—A bill to be entitled An act relating to school readiness programs; implementing s. 1(b) and (c), Art. IX of the State Constitution; creating the voluntary universal prekindergarten education program within the Agency for Workforce Innovation; limiting the application of provisions relating to school readiness programs; requiring the State Board of Education to submit a report with recommendations on the curriculum, design, and standards of the voluntary universal prekindergarten education program; directing the Office of Program Policy Analysis and Government Accountability and the Auditor General to conduct audits and submit reports to the Governor and Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for CS for SB's 1334, SB 534 and SB 360** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peadar
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for SB 738—A bill to be entitled An act relating to worthless checks; amending s. 68.065, F.S.; revising provisions relating to notice requirements in collection actions; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **CS for SB 738** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Constantine	Hill
Alexander	Cowin	Jones
Argenziano	Crist	Klein
Aronberg	Dawson	Lawson
Atwater	Diaz de la Portilla	Lee
Bennett	Dockery	Lynn
Bullard	Fasano	Margolis
Campbell	Garcia	Peadar
Carlton	Geller	Posey
Clary	Haridopolos	Pruitt

Saunders	Smith	Webster
Sebesta	Villalobos	Wilson
Siplin	Wasserman Schultz	Wise

Nays—None

On motion by Senator Geller, by two-thirds vote **HB 479** was withdrawn from the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

On motion by Senator Geller, by two-thirds vote—

HB 479—A bill to be entitled An act relating to the offense of stalking; amending s. 784.048, F.S.; defining the term “cyberstalk” to mean communication by means of electronic mail or electronic communication which causes substantial emotional distress and does not serve a legitimate purpose; including within the offenses of stalking and aggravated stalking the willful, malicious, and repeated cyberstalking of another person; providing penalties; revising the elements of the offense of aggravated stalking to include placing a person in fear of death or bodily injury of the person or the person’s child, sibling, spouse, parent, or dependent; reenacting ss. 775.084(1)(d), 790.065(2)(c), 921.0022(3)(f) and (g), and 960.001(1)(b), F.S., to incorporate the amendment to s. 784.048, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **SB 82** and by two-thirds vote read the second time by title. On motion by Senator Geller, by two-thirds vote **HB 479** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peadar
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 2142—A bill to be entitled An act relating to biomedical research; creating the Center for Universal Research to Eradicate Disease; providing intent and duties; creating an advisory council; amending s. 215.5602, F.S.; expanding the long-term goals and funding of the Florida Biomedical Research Program to include the cure of specified diseases; creating the Florida Cancer Research Cooperative; providing for a board of directors; providing the cooperative’s mission and duties; providing an effective date.

—as amended April 10 was read the third time by title.

MOTION

On motion by Senator Webster, the rules were waived to allow the following amendment to be considered:

Senators Webster, King, Alexander, Argenziano, Aronberg, Atwater, Bennett, Bullard, Campbell, Carlton, Clary, Constantine, Cowin, Crist, Dawson, Diaz de la Portilla, Dockery, Fasano, Garcia, Geller, Haridopolos, Hill, Jones, Klein, Lawson, Lee, Lynn, Margolis, Peadar, Posey, Pruitt, Saunders, Sebesta, Siplin, Smith, Villalobos, Wasserman Schultz, Wilson and Wise offered the following amendment which was moved by Senator Webster and adopted by two-thirds vote:

Amendment 1 (981298)(with title amendment)—On page 1, line 16 and on page 2, line 12, immediately before “Center” insert: *James and Esther King*

And the title is amended as follows:

On page 1, line 3, immediately before "Center" insert: James and Esther King

On motion by Senator Webster, **SB 2142** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wise
Crist	Lynn	

Nays—None

Vote after roll call:

Yea—Wilson

SB 2294—A bill to be entitled An act relating to communications equipment property insurance; amending s. 626.321, F.S.; including certificates under a group master policy in an authorization to sell under a license; exempting certain communications equipment property insurance licensees from certain fingerprinting requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Alexander, **SB 2294** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Sebesta
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

HB 1739—A bill to be entitled An act relating to access to postsecondary education; creating s. 1007.02, F.S., relating to access to postsecondary education and meaningful careers for students with disabilities; defining the term "student with a disability"; amending s. 1003.43, F.S., relating to high school graduation requirements; deleting requirement that the life management skills course be taken at specific grade levels; requiring the State Board of Education to adopt rules providing for test accommodations and modifications of procedures for students with disabilities; requiring the award of a standard diploma to a student with a disability who meets certain criteria; amending s. 1007.263, F.S., relating to admissions of students to community colleges; requiring admissions counseling for students entering career credit programs; requiring

the use of certain tests; providing criteria for certain students to enroll in certificate career education programs; providing eligibility for reasonable substitutions for students with documented disabilities; amending s. 1007.264, F.S.; providing eligibility for reasonable substitutions for admission to postsecondary educational institutions for certain students with disabilities; creating s. 1007.265, F.S.; providing eligibility for reasonable substitutions for requirements for graduation, study program admission, and upper-division entry for certain students with disabilities; requiring the State Board of Education to adopt rules and develop substitute requirements; amending s. 1007.27, F.S.; requiring the State Board of Education to review and report on the use of acceleration mechanisms and grading practices, including the weighting of courses, for credit and admission; amending s. 1008.22, F.S., relating to student assessment for public schools; providing a cross reference; amending s. 1002.21, F.S.; correcting a cross reference; providing an effective date.

—was read the third time by title.

On motion by Senator Wise, **HB 1739** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Constantine

SB 2190—A bill to be entitled An act relating to continuing education for public adjusters; amending s. 626.869, F.S.; requiring continuing education for public adjusters; providing requirements; requiring the Financial Services Commission to adopt rules; providing an effective date.

—as amended April 10 was read the third time by title.

On motion by Senator Margolis, **SB 2190** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Peaden
Alexander	Diaz de la Portilla	Posey
Argenziano	Dockery	Pruitt
Aronberg	Fasano	Saunders
Atwater	Garcia	Sebesta
Bennett	Geller	Siplin
Bullard	Haridopolos	Smith
Campbell	Hill	Villalobos
Carlton	Jones	Wasserman Schultz
Clary	Klein	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	

Nays—None

Vote after roll call:

Yea—Lawson

SPECIAL ORDER CALENDAR

On motion by Senator Villalobos—

SB 732—A bill to be entitled An act relating to the Miami River Commission; repealing s. 7 of ch. 98-402, Laws of Florida; abrogating the repeal of ss. 163.06 and 163.061, F.S., relating to the Miami River Commission; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 732** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn—

CS for CS for SB 340—A bill to be entitled An act relating to involuntary commitment under the Baker Act; amending s. 394.463, F.S.; providing that a patient admitted for involuntary examination to a hospital may not be released without the approval of the emergency department physician and completion of an involuntary examination; providing an effective date.

—was read the second time by title.

MOTION

On motion by Senator Lynn, the rules were waived to allow the following amendment to be considered:

Senator Lynn moved the following amendment which was adopted:

Amendment 1 (442952)—On page 1, line 25, after the comma (,) insert: *the release may also be approved by*

Pursuant to Rule 4.19, **CS for CS for SB 340** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SENATOR DIAZ DE LA PORTILLA PRESIDING

On motion by Senator Lawson—

CS for SB 2672—A bill to be entitled An act relating to per diem and travel expenses; amending s. 112.061, F.S.; establishing per diem and subsistence ranges for travel expenses of public employees; conforming provisions and deleting obsolete provisions; providing for future adjustments of such rates; providing that counties and district school boards may increase specified rates; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2672** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dockery—

CS for SB 1182—A bill to be entitled An act relating to public records; amending s. 119.071, F.S., relating to an exemption from public-records requirements which applies to certain security system plans; creating an exception to the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1182** was placed on the calendar of Bills on Third Reading.

On motion by Senator Alexander—

CS for CS for SB 1480—A bill to be entitled An act relating to breaking or damaging fences; amending s. 810.115, F.S.; providing a felony penalty if animals are contained by the fence at the time of the offense; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1480** was placed on the calendar of Bills on Third Reading.

On motion by Senator Posey, by two-thirds vote **HB 1155** was withdrawn from the Committees on Transportation; Military and Veterans' Affairs, Base Protection, and Spaceports; and Finance and Taxation.

On motion by Senator Posey, by two-thirds vote—

HB 1155—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056, 320.08058, F.S.; renaming the Challenger license plate as the Challenger/Columbia license plate; providing an effective date.

—a companion measure, was substituted for **SB 1698** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 1155** was placed on the calendar of Bills on Third Reading.

On motion by Senator Argenziano—

CS for SB 1992—A bill to be entitled An act relating to the Medal of Heroism; providing that designated persons are eligible to receive the Medal of Heroism; providing for application to the Governor; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1992** was placed on the calendar of Bills on Third Reading.

On motion by Senator Atwater—

SB 2450—A bill to be entitled An act relating to the Florida Uniform Principal and Income Act; amending s. 738.104, F.S.; revising provisions with respect to the trustee's power to adjust; authorizing the trustee to release certain powers; restricting the power to adjust under certain circumstances; providing for service of notice on a legal representative or natural guardian of a beneficiary without the filing of any proceeding or approval of any court; amending s. 738.1041, F.S.; redefining the term "interested trustee" for the purpose of a provision governing total return unitrust; providing for notice to be served in a described manner; providing that an objection may be executed by a legal representative or natural guardian without the filing of any proceeding or approval of any court; revising language with respect to power of withdrawal; amending s. 738.202, F.S.; revising provisions with respect to distribution to residuary and remainder beneficiaries; amending s. 738.401, F.S.; revising provisions with respect to character of receipts; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2450** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith, by two-thirds vote, **HM 1669** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Smith, by two-thirds vote—

HM 1669—A memorial to the Congress of the United States, urging Congress to provide for the conveyance of the National Forest System lands underlying the George Kirkpatrick Dam on the Oklawaha River near Palatka, Florida, and related lands to the State of Florida.

WHEREAS, through the Water Resources Act of 1990, the United States Congress deauthorized the Cross Florida Barge Canal project located between the Gulf of Mexico and the Atlantic Ocean, and

WHEREAS, said act also transferred to the State of Florida all lands and interest in lands acquired and facilities completed for the project, and

WHEREAS, the State of Florida has established and maintained a greenway corridor which is open to the public for compatible recreation and conservation activities, and

WHEREAS, in order to continue these efforts it has become necessary to consolidate and collect these lands, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is requested to provide for the conveyance of the National Forest System lands underlying the George Kirkpatrick Dam on the Oklawaha River near Palatka, Florida, and the National Forest System lands lying below the 21 feet National Geodetic Vertical Datum (NGVD) underlying the Rodman Reservoir formed by such dam and National Forest Service Tract #C-615 to the State of Florida.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—a companion measure, was substituted for **SM 1656** and by two-thirds vote read the second time in full.

On motion by Senator Smith, **HM 1669** was adopted and certified to the House.

SB 1768—A bill to be entitled An act relating to publication information; creating s. 283.551, F.S.; prohibiting government agencies from mailing general unsolicited reports to any person in the state; providing exceptions; providing an effective date.

—was read the second time by title.

On motion by Senator Haridopolos, further consideration of **SB 1768** was deferred.

On motion by Senator Argenziano—

CS for SB 1994—A bill to be entitled An act relating to road and bridge designations; designating a portion of Interstate 75 as Purple Heart Memorial Highway; designating Dr. Martin Luther King, Jr., Memorial Highway in Hamilton County; designating Nott Circle Roundabout in Suwannee County; designating the Dr. Martin Luther King, Jr., Memorial Highway in Gadsden County; designating the Jim Deaton Memorial Bridge in Duval County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

MOTION

On motion by Senator Argenziano, the rules were waived to allow the following amendment to be considered:

Senators Argenziano, Villalobos, Diaz de la Portilla and Lawson offered the following amendment which was moved by Senator Argenziano and adopted:

Amendment 1 (573748)(with title amendment)—On page 2, line 31, insert:

Section 6. *Darce Taylor Crist Highway designated.*—

(1) *That portion of State Road 54 in Pasco County between U.S. 41 and U.S. 19 is designated the Darce Taylor Crist Highway.*

(2) *The Department of Transportation is directed to erect suitable markers designating the Darce Taylor Crist Highway as described in subsection (1).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 12, following the semicolon (;) insert: designating the Darce Taylor Crist Highway in Pasco County; directing the Department of Transportation to erect suitable markers;

Pursuant to Rule 4.19, **CS for SB 1994** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 1862** and **CS for SB 1750** was deferred.

On motion by Senator Villalobos—

CS for SB 2078—A bill to be entitled An act relating to medical practice; creating s. 458.3137, F.S.; authorizing issuance of temporary certificates for visiting physicians to obtain medical privileges for instructional purposes in conjunction with certain plastic surgery training programs and plastic surgery educational symposiums; providing for issuance of such certificates without examination to applicants who meet specified requirements; specifying the validity period of such certificates; limiting the number of certificates that may be issued per calendar year; providing financial responsibility requirements; providing practice limitations and conditions; prohibiting issuance of a certificate to a physician under investigation for a practice violation in another jurisdiction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2078** was placed on the calendar of Bills on Third Reading.

On motion by Senator Clary—

CS for CS for SB 2152—A bill to be entitled An act relating to military readiness; creating s. 163.3175, F.S.; providing legislative findings relating to the compatibility of development with military installations; providing for an exchange of information between certain local governments and military installations; requiring the local government to consider the comments of the commanding officer of a military installation relating to potential adverse effects on the installation which may result from rezonings or changes in land use; amending s. 163.3177, F.S.; providing that an element relating to military readiness is a mandatory element of the comprehensive plans for certain local governments; requiring the local governments to seek advice from individuals who may be affected by this element; providing factors that must be considered in connection with this element; requiring the local governments to update the military readiness element by June 30, 2004; amending s. 163.3187, F.S.; exempting from certain restrictions on the adoption of amendments to comprehensive plans an amendment relating to military readiness; amending s. 163.3167, F.S.; prohibiting certain judicial abrogation of quasi-judicial development orders issued by local governments; providing for retroactive application; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2152** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 2156** was deferred.

On motion by Senator Posey—

CS for SB 2170—A bill to be entitled An act relating to charter school districts; amending s. 1003.62, F.S.; providing additional criteria for the establishment of a charter school district; providing for renewal of the charter; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2170** was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

On motion by Senator Smith—

CS for SB 2036—A bill to be entitled An act relating to the Uniform Commercial Code; amending s. 672.316, F.S.; revising provisions relating to implied warranties of merchantability and fitness in the procurement, processing, storage, distribution, or use of blood, plasma, blood products, and blood derivatives; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2036** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

SB 2466—A bill to be entitled An act relating to premium finance company application exemptions; amending s. 627.826, F.S.; revising a definition to expand an exemption from application for certain entities to include persons who purchase or acquire premium finance agreements from licensees subject to certain limitations; providing an effective date.

—was read the second time by title.

The Committee on Banking and Insurance recommended the following amendment which was moved by Senator Diaz de la Portilla and failed:

Amendment 1 (213990)(with title amendment)—On page 1, line 12, insert:

Section 2. Section 624.105, F.S., is created to read:

624.105 Waiver of customer liability; insurance required.—Any entity defined in s. 364.02(12), s. 366.02, s. 367.011, or s. 367.022(2) and (7) may charge for and include an optional waiver of liability provision in their customer contracts at the election of the customer under which the entity agrees to waive all or a portion of the customer's liability for service from the entity for a defined period in the event of the customer's death, disability, call to active military service, involuntary unemployment, qualification for family leave, or similar qualifying event or condition. No such provision shall constitute insurance so long as:

- (1) the provision is a contract between the entity and its customer; and*
- (2) the entity secures insurance from an insurer authorized to do business in this state to guarantee its contractual obligations under the provision.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, lines 2 and 3, delete those lines and insert: An act relating to insurance; creating s. 624.105, F.S.; allowing telecommunication companies, public utilities, and certain water and waste water systems to charge for and include an optional waiver of customer liability provision in their customer contracts; providing that such provisions do not constitute insurance if certain conditions are met; amending s. 627.826,

The Committee on Banking and Insurance recommended the following amendment which was moved by Senator Diaz de la Portilla and adopted:

Amendment 2 (484328)—On page 1, line 24, delete “right” and insert: *possession of and the legal obligation*

Pursuant to Rule 4.19, **SB 2466** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Saunders—

CS for SB 2618—A bill to be entitled An act relating to health regulation; amending s. 468.352, F.S.; revising and providing definitions applicable to the regulation of respiratory therapy; amending s. 468.355, F.S.; revising provisions relating to respiratory therapy licensure and testing

requirements; amending s. 468.368, F.S.; revising exemptions from respiratory therapy licensure requirements; repealing s. 468.356, F.S., relating to the approval of educational programs; repealing s. 468.357, F.S., relating to licensure by examination; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2618** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

CS for SB 2630—A bill to be entitled An act relating to highway designations; designating a portion of U.S. Highway 192 as “Howard E. Futch Memorial Highway”; providing for the erection of markers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2630** was placed on the calendar of Bills on Third Reading.

On motion by Senator Saunders, by two-thirds vote **HB 1031** was withdrawn from the Committees on Health, Aging, and Long-Term Care; Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

On motion by Senator Saunders—

HB 1031—A bill to be entitled An act relating to a public records exemption for the Florida Kidcare program; amending s. 409.821, F.S.; expanding the exemption for identifying information of applicants to the Florida Kidcare program to provide that any information identifying a program applicant or enrollee held by the Agency for Health Care Administration, the Department of Children and Family Services, the Department of Health, and the Florida Healthy Kids Corporation is confidential and exempt; providing for disclosure of such information to governmental entities under certain circumstances; providing a penalty for unlawful disclosure of such information; adding clarifying language; making editorial changes; providing for retroactive application; removing the October 2, 2003, repeal of the exemption scheduled pursuant to the Open Government Sunset Review Act of 1995; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 298** and read the second time by title.

Pursuant to Rule 4.19, **HB 1031** was placed on the calendar of Bills on Third Reading.

SB 1634—A bill to be entitled An act relating to the sale of real property; amending s. 689.26, F.S.; revising certain requirements for disclosures that must be provided to prospective purchasers; providing an effective date.

—was read the second time by title.

The Committee on Comprehensive Planning recommended the following amendment which was moved by Senator Fasano and adopted:

Amendment 1 (241046)—On page 1, line 12 through page 2, line 12, delete those lines and insert:

689.26 Prospective purchasers; restrictive covenants; homeowners' associations; assessments; subject to association membership requirement; disclosure required.—

(1) A prospective parcel owner in a community must be presented a disclosure summary before executing the contract for sale. The disclosure summary must be in a form substantially similar to the following form:

DISCLOSURE SUMMARY
FOR
(NAME OF COMMUNITY)

1. AS A PURCHASER OF PROPERTY IN THIS COMMUNITY, YOU (WILL) (WILL NOT) WILL BE OBLIGATED TO BE A MEMBER OF A HOMEOWNERS' ASSOCIATION.

2. THERE HAVE BEEN OR WILL BE RECORDED RESTRICTIVE COVENANTS GOVERNING THE USE AND OCCUPANCY OF PROPERTIES IN THIS COMMUNITY.

3. YOU (WILL) (WILL NOT) WILL BE OBLIGATED TO PAY ASSESSMENTS TO THE ASSOCIATION. YOU (WILL) (WILL NOT) BE OBLIGATED TO PAY SPECIAL ASSESSMENTS TO THE RESPECTIVE MUNICIPALITY, COUNTY, OR SPECIAL DISTRICT. ALL, WHICH ASSESSMENTS ARE SUBJECT TO PERIODIC CHANGE.

4. YOUR FAILURE TO PAY SPECIAL THESE ASSESSMENTS OR ASSESSMENTS LEVIED BY A MANDATORY HOMEOWNERS' ASSOCIATION COULD RESULT IN A LIEN ON YOUR PROPERTY.

5. THERE (IS) (IS NOT) AN OBLIGATION TO PAY RENT OR LAND USE FEES FOR RECREATIONAL OR OTHER COMMONLY USED FACILITIES AS AN OBLIGATION OF MEMBERSHIP IN THE HOMEOWNERS' ASSOCIATION. (If such obligation exists, then the amount of the current obligation shall be set forth.)

6. THE RESTRICTIVE COVENANTS (CAN) (CANNOT) BE AMENDED WITHOUT THE APPROVAL OF THE ASSOCIATION MEMBERSHIP OR, IF NO MANDATORY ASSOCIATION EXISTS, PARCEL OWNERS.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommended the following amendment which was moved by Senator Fasano:

Amendment 2 (373652)(with title amendment)—On page 3, delete line 8 and insert:

Section 2. Effective January 1, 2004, section 475.422, Florida Statutes, is amended to read:

475.422 Disclosure.—

(1) A licensee, upon the written request of any other party to a real estate sales transaction, shall furnish copies of any termite and roof inspection reports ordered by or in the possession of the licensee, provided that the inspections were performed on the property within the year preceding the effective date of the contract for sale and purchase.

(2) Upon receiving an offer for the purchase of residential property, a licensee shall disclose in writing to the purchaser that the ad valorem taxes on the property for the tax year subsequent to purchase may be in excess of the ad valorem taxes assessed at the time of the sale and that ad valorem taxes are required to be assessed at just value on properties in the year following a sale if a change in ownership has occurred as defined by law. The licensee shall, at the time of or prior to acceptance of the offer, require that the purchaser sign the disclosure.

(3)(2) Failure to comply with this section may subject the licensee to disciplinary action pursuant to s. 475.25.

Section 3. *Disclosure of ad valorem taxes upon the sale of residential property.*—Effective January 1, 2004, each person who receives an offer for the purchase of residential property shall disclose in writing to the purchaser that the ad valorem taxes on the property for the tax year subsequent to purchase may be in excess of the ad valorem taxes assessed at the time of the sale and that ad valorem taxes are required to be assessed at just value on properties in the year following a sale if a change in ownership has occurred as defined by law. At the time of or prior to acceptance of the offer, the purchaser shall be required to sign the disclosure.

Section 4. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2003.

And the title is amended as follows:

On page 1, lines 5 and 6, delete those lines and insert: provided to prospective purchasers; amending s. 475.422, F.S.; requiring that a licensed real estate broker or salesperson make certain disclosures to the

purchaser of residential property regarding the assessment of ad valorem taxes; providing that noncompliance may subject the licensee to disciplinary action; requiring a person who receives an offer for the purchase of residential property to make certain disclosures to the purchaser regarding the assessment of ad valorem taxes; requiring that the purchaser be required to sign the disclosure; providing effective dates.

On motion by Senator Fasano, further consideration of **SB 1634** with pending **Amendment 2** was deferred.

On motion by Senator Saunders, by two-thirds vote **HB 1033** was withdrawn from the Committees on Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; and Rules and Calendar.

On motion by Senator Saunders—

HB 1033—A bill to be entitled An act relating to public records and public meetings exemptions for the Statewide Provider and Subscriber Assistance Program within the Agency for Health Care Administration; amending s. 408.7056, F.S., which provides exemptions from public records and public meetings requirements for information held by the Agency for Health Care Administration, the Department of Insurance, or the Statewide Provider and Subscriber Assistance Panel that identifies a subscriber to a managed health care entity and for portions of meetings of a provider and subscriber assistance panel during which information disclosing a subscriber's medical treatment or history or information relating to specified internal risk management programs may be revealed; narrowing the exemption; eliminating the exemption for identifying information of a subscriber's spouse, relative, or guardian; providing an exception to the exemption; adding clarifying language; making editorial changes; removing the October 2, 2003, repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

—a companion measure, was substituted for **CS for SB 306** and read the second time by title.

Pursuant to Rule 4.19, **HB 1033** was placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

CS for SB 668—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Sailfish license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

—was read the second time by title.

Senator Pruitt moved the following amendments which were adopted:

Amendment 1 (575152)(with title amendment)—On page 1, lines 15 and 20, delete "Sailfish" and insert: *Fish Florida*

And the title is amended as follows:

On page 1, line 3, delete "Sailfish" and insert: *Fish Florida*

Amendment 2 (415726)—On page 1, line 19, delete "SAILFISH" and insert: "FISH FLORIDA"

Pursuant to Rule 4.19, **CS for SB 668** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

SB 640—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a series of Military Services license plates; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendments which were moved by Senator Fasano and adopted:

Amendment 1 (423986)—On page 1, delete line 21 and insert: *(a) Notwithstanding the provisions of s. 320.08053, the department shall develop a series of military*

Amendment 2 (233504)—On page 1, delete line 29 and insert: *(b) The department shall retain all revenues from the sale of such plates until all start-up costs for developing and issuing the plates have been recovered. Thereafter, the annual use fee shall be deposited into the*

Pursuant to Rule 4.19, **SB 640** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Posey—

CS for SB 1426—A bill to be entitled An act relating to municipal per diem and travel expenses; amending s. 166.021, F.S.; providing definitions; authorizing municipalities and agencies thereof to adopt per diem and travel expense policies for travelers, notwithstanding s. 112.061, F.S.; providing for retroactive application; providing for applicability of s. 112.061, F.S., if per diem and travel expense policies are or are not adopted; providing for offenses related to false or fraudulent travel claims; providing misdemeanor penalties; providing for civil liability; providing effective dates.

—was read the second time by title.

MOTION

On motion by Senator Lawson, the rules were waived to allow the following amendment to be considered:

Senator Lawson moved the following amendment which was adopted:

Amendment 1 (793220)(with title amendment)—On page 4, between lines 19 and 20, insert:

Section 2. Section 112.061, Florida Statutes, is amended to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons.—

(1) **LEGISLATIVE INTENT.**—There are inequities, conflicts, inconsistencies, and lapses in the numerous laws regulating or attempting to regulate travel expenses of public officers, employees, and authorized persons in the state. It is the intent of the Legislature:

(a) To remedy same and to establish uniform *travel reimbursement ranges for state agencies*, maximum *travel reimbursement rates for non-state public agencies*, and limitations *for all public agencies*, with certain justifiable exceptions, applicable to all public ~~travelers~~ *officers, employees, and authorized persons* whose travel expenses are paid by a public agency.

(b) To preserve the standardization and uniformity established by this law:

1. The provisions of this section shall prevail over any conflicting provisions in a general law, present or future, to the extent of the conflict; but if any such general law contains a specific exemption from this section, including a specific reference to this section, such general law shall prevail, but only to the extent of the exemption.

2. The provisions of any special or local law, present or future, shall prevail over any conflicting provisions in this section, but only to the extent of the conflict.

(2) **DEFINITIONS.**—For the purposes of this section, the following words shall have the meanings indicated:

(a) **Agency or public agency**—Any office, department, agency, division, subdivision, political subdivision, board, bureau, commission, authority, district, public body, body politic, county, city, town, village, municipality, or any other separate unit of government created pursuant to law.

(b) **Agency head or head of the agency**—The highest policymaking authority of a public agency, as herein defined.

(c) **Officer or public officer**—An individual who in the performance of his or her official duties is vested by law with sovereign powers of government and who is either elected by the people, or commissioned by the Governor and has jurisdiction extending throughout the state, or any person lawfully serving instead of either of the foregoing two classes of individuals as initial designee or successor.

(d) **Employee or public employee**—An individual, whether commissioned or not, other than an officer or authorized person as defined herein, who is filling a regular or full-time authorized position and is responsible to an agency head.

(e) **Authorized person**—

1. A person other than a public officer or employee as defined herein, whether elected or commissioned or not, who is authorized by an agency head to incur travel expenses in the performance of official duties.

2. A person who is called upon by an agency to contribute time and services as consultant or adviser.

3. A person who is a candidate for an executive or professional position.

(f) **Traveler**—A public officer, public employee, or authorized person, when performing authorized travel.

(g) **Travel expense, traveling expenses, necessary expenses while traveling, actual expenses while traveling, or words of similar nature**—The usual ordinary and incidental expenditures necessarily incurred by a traveler.

(h) **Common carrier**—Train, bus, commercial airline operating scheduled flights, or rental cars of an established rental car firm.

(i) **Travel day**—A period of 24 hours consisting of four quarters of 6 hours each.

(j) **Travel period**—A period of time between the time of departure and time of return.

(k) **Class A travel**—Continuous travel of 24 hours or more away from official headquarters.

(l) **Class B travel**—Continuous travel of less than 24 hours which involves overnight absence from official headquarters.

(m) **Class C travel**—Travel for short or day trips where the traveler is not away from his or her official headquarters overnight.

(n) **Foreign travel**—Travel outside the United States.

(3) **AUTHORITY TO INCUR TRAVEL EXPENSES.**—

(a) All travel must be authorized and approved by the head of the agency, or his or her designated representative, from whose funds the traveler is paid. The head of the agency shall not authorize or approve such a request unless it is accompanied by a signed statement by the traveler's supervisor stating that such travel is on the official business of the state and also stating the purpose of such travel.

(b) Travel expenses of travelers shall be limited to those expenses necessarily incurred by them in the performance of a public purpose authorized by law to be performed by the agency and must be within the limitations prescribed by this section.

(c) Travel by public officers or employees serving temporarily in behalf of another agency or partly in behalf of more than one agency at the same time, or authorized persons who are called upon to contribute time and services as consultants or advisers, may be authorized by the agency head. Complete explanation and justification must be shown on the travel expense voucher or attached thereto.

(d) Travel expenses of public employees for the sole purpose of taking merit system or other job placement examinations, written or oral, shall not be allowed under any circumstances, except that upon prior written approval of the agency head or his or her designee, candidates for executive or professional positions may be allowed travel expenses pursuant to this section.

(e) The agency head, or a designated representative, may pay by advancement or reimbursement, or a combination thereof, the costs of per diem of travelers and authorized persons for foreign travel at the current rates as specified in the federal publication "Standardized Regulations (Government Civilians, Foreign Areas)" and incidental expenses as provided in this section.

(f) A traveler who becomes sick or injured while away from his or her official headquarters and is therefore unable to perform the official business of the agency may continue to receive subsistence as provided in subsection (6) during this period of illness or injury until such time as he or she is able to perform the official business of the agency or returns to his or her official headquarters, whichever is earlier. Such subsistence may be paid when approved by the agency head or his or her designee.

(g) The secretary of the Department of Health or a designee may authorize travel expenses incidental to the rendering of medical services for and on behalf of clients of the Department of Health. The Department of Health may establish rates lower than the ~~range maximum~~ provided in this section for these travel expenses.

(4) OFFICIAL HEADQUARTERS.—The official headquarters of an officer or employee assigned to an office shall be the city or town in which the office is located except that:

(a) The official headquarters of a person located in the field shall be the city or town nearest to the area where the majority of the person's work is performed, or such other city, town, or area as may be designated by the agency head provided that in all cases such designation must be in the best interests of the agency and not for the convenience of the person.

(b) When any state employee is stationed in any city or town for a period of over 30 continuous workdays, such city or town shall be deemed to be the employee's official headquarters, and he or she shall not be allowed per diem or subsistence, as provided in this section, after the said period of 30 continuous workdays has elapsed, unless this period of time is extended by the express approval of the agency head or his or her designee.

(c) A traveler may leave his or her assigned post to return home overnight, over a weekend, or during a holiday, but any time lost from regular duties shall be taken as annual leave and authorized in the usual manner. The traveler shall not be reimbursed for travel expenses in excess of the established rate for per diem allowable had he or she remained at his or her assigned post. However, when a traveler has been temporarily assigned away from his or her official headquarters for an approved period extending beyond 30 days, he or she shall be entitled to reimbursement for travel expenses at the established rate of one round trip for each 30-day period actually taken to his or her home in addition to pay and allowances otherwise provided.

(5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT.—For purposes of reimbursement and methods of calculating fractional days of travel, the following principles are prescribed:

(a) The travel day for Class A travel shall be a calendar day (midnight to midnight). The travel day for Class B travel shall begin at the same time as the travel period. For Class A and Class B travel, the traveler shall be reimbursed one-fourth of the authorized rate of per diem for each quarter, or fraction thereof, of the travel day included within the travel period. Class A and Class B travel shall include any assignment on official business outside of regular office hours and away from regular places of employment when it is considered reasonable and necessary to stay overnight and for which travel expenses are approved.

(b) A traveler shall not be reimbursed on a per diem basis for Class C travel, but shall receive subsistence as provided in this section, which allowance for meals shall be based on the following schedule:

1. Breakfast—When travel begins before 6 a.m. and extends beyond 8 a.m.
2. Lunch—When travel begins before 12 noon and extends beyond 2 p.m.
3. Dinner—When travel begins before 6 p.m. and extends beyond 8 p.m., or when travel occurs during nighttime hours due to special assignment.

No allowance shall be made for meals when travel is confined to the city or town of the official headquarters or immediate vicinity; except assignments of official business outside the traveler's regular place of employment if travel expenses are approved. The *Chief Financial Officer* ~~Comptroller~~ shall establish a schedule for processing Class C travel subsistence payments at least on a monthly basis.

~~(e) For the 2002-2003 fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, 2003.~~

(6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE.—For purposes of reimbursement rates and methods of calculation, per diem and subsistence allowances are divided into the following groups and rates:

(a) All travelers shall be allowed for subsistence when traveling to a convention or conference or when traveling within or outside the state in order to conduct bona fide state business, which convention, conference, or business serves a direct and lawful public purpose with relation to the public agency served by the person attending such meeting or conducting such business, either of the following for each day of such travel at the option of the traveler:

1. ~~Between \$50 and \$94~~ ~~Fifty dollars~~ per diem for state travelers, or up to \$94 per diem for nonstate travelers; or
2. If actual expenses exceed \$50, the amounts permitted in ~~paragraphs (a) and paragraph (b)~~ for per diem and meals, plus actual expenses for lodging at a single-occupancy rate to be substantiated by paid bills therefor.

When lodging or meals are provided at a state institution, the traveler shall be reimbursed only for the actual expenses of such lodging or meals, not to exceed the maximum provided for in this subsection.

(b) All travelers shall be allowed the following amounts for subsistence while on Class C travel on official business as provided in paragraph (5)(b):

1. Breakfast . . . *State travelers are allowed between \$3 and \$5 and nonstate travelers up to \$5*
2. Lunch *State travelers are allowed between \$6 and \$11 and nonstate travelers up to \$11*
3. Dinner . . . *State travelers are allowed between \$12 and \$22 and nonstate travelers up to \$22*

(c) No one, whether traveling out of state or in state, shall be reimbursed for any meal or lodging included in a convention or conference registration fee paid by the state.

~~(d) For the 2002-2003 fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, 2003.~~

(7) TRANSPORTATION.—

(a) All travel must be by a usually traveled route. In case a person travels by an indirect route for his or her own convenience, any extra costs shall be borne by the traveler; and reimbursement for expenses shall be based only on such charges as would have been incurred by a usually traveled route. The agency head or his or her designee shall designate the most economical method of travel for each trip, keeping in mind the following conditions:

1. The nature of the business.

2. The most efficient and economical means of travel (considering time of the traveler, impact on the productivity of the traveler, cost of transportation, and per diem or subsistence required). When it is more efficient and economical to either the traveler or the agency head, jet service offered by any airline, whether on state contract or not, may be used when the cost is within an approved threshold determined by the agency head or his or her designee.

3. The number of persons making the trip and the amount of equipment or material to be transported.

(b) The Department of *Financial Services* ~~Banking and Finance~~ may provide any form it deems necessary to cover travel requests for traveling on official business and when paid by the state.

(c) Transportation by common carrier when traveling on official business and paid for personally by the traveler, shall be substantiated by a receipt therefor. Federal tax shall not be reimbursable to the traveler unless the state and other public agencies are also required by federal law to pay such tax. In the event transportation other than the most economical class as approved by the agency head is provided by a common carrier on a flight check or credit card, the charges in excess of the most economical class shall be refunded by the traveler to the agency charged with the transportation provided in this manner.

(d)1. The use of privately owned vehicles for official travel in lieu of publicly owned vehicles or common carriers may be authorized by the agency head or his or her designee. Whenever travel is by privately owned vehicle, ~~the~~

a. A state traveler shall be entitled to a mileage allowance at a ~~fixed~~ rate of 29 to 37 ~~25~~ cents per mile; ~~for state fiscal year 1994-1995 and 29~~

b. A nonstate traveler shall be entitled to a mileage allowance up to 37 cents per mile; or

c. The traveler shall be entitled to ~~thereafter or~~ the common carrier fare for such travel, as determined by the agency head.

2. Reimbursement for expenditures related to the operation, maintenance, and ownership of a vehicle shall not be allowed when privately owned vehicles are used on public business and reimbursement is made pursuant to this paragraph, except as provided in subsection (8).

3.2. All mileage shall be shown from point of origin to point of destination and, when possible, shall be computed on the basis of the current map of the Department of Transportation. Vicinity mileage necessary for the conduct of official business is allowable but must be shown as a separate item on the expense voucher.

(e) Transportation by chartered vehicles when traveling on official business may be authorized by the agency head when necessary or where it is to the advantage of the agency, provided the cost of such transportation does not exceed the cost of transportation by privately owned vehicle pursuant to paragraph (d).

(f) The agency head or his or her designee may grant monthly allowances in fixed amounts for use of privately owned automobiles on official business in lieu of the mileage rate provided in paragraph (d). Allowances granted pursuant to this paragraph shall be reasonable, taking into account the customary use of the automobile, the roads customarily traveled, and whether any of the expenses incident to the operation, maintenance, and ownership of the automobile are paid from funds of the agency or other public funds. Such allowance may be changed at any time, and shall be made on the basis of a signed statement of the traveler, filed before the allowance is granted or changed, and at least annually thereafter. The statement shall show the places and distances for an average typical month's travel on official business, and the amount that would be allowed under the approved rate per mile for the travel shown in the statement, if payment had been made pursuant to paragraph (d).

(g) No contract may be entered into between a public officer or employee, or any other person, and a public agency, in which a depreciation allowance is used in computing the amount due by the agency to the individual for the use of a privately owned vehicle on official business; provided, any such existing contract shall not be impaired.

(h) No traveler shall be allowed either mileage or transportation expense when gratuitously transported by another person or when transported by another traveler who is entitled to mileage or transportation expense. However, a traveler on a private aircraft shall be reimbursed the actual amount charged and paid for the fare for such transportation up to the cost of a commercial airline ticket for the same flight, even though the owner or pilot of such aircraft is also entitled to transportation expense for the same flight under this subsection.

(8) OTHER EXPENSES.—

(a) The following incidental travel expenses of the traveler may be reimbursed:

1. Taxi fare.
2. Ferry fares; and bridge, road, and tunnel tolls.
3. Storage or parking fees.
4. Communication expense.

5. Convention registration fee while attending a convention or conference which will serve a direct public purpose with relation to the public agency served by the person attending such meetings. A traveler may be reimbursed the actual and necessary fees for attending events which are not included in a basic registration fee that directly enhance the public purpose of the participation of the agency in the conference. Such expenses may include, but not be limited to, banquets and other meal functions. It shall be the responsibility of the traveler to substantiate that the charges were proper and necessary. However, any meals or lodging included in the registration fee will be deducted in accordance with the allowances provided in subsection (6).

(b) Other expenses which are not specifically authorized by this section may be approved by the Department of *Financial Services* ~~Banking and Finance~~ pursuant to rules adopted by it. Expenses approved pursuant to this paragraph shall be reported by the Department of *Financial Services* ~~Banking and Finance~~ to the Auditor General annually.

(9) RULES AND REGULATIONS.—

(a) The Department of *Financial Services* ~~Banking and Finance~~ shall ~~adopt~~ ~~promulgate~~ such rules and regulations, including, but not limited to, the general criteria to be used by a state agency to predetermine justification for attendance by state officers, ~~and~~ employees, and authorized persons at conventions and conferences, and prescribe such forms as may be necessary to effectuate the purposes of this section. The department may also adopt rules prescribing the proper disposition and use of promotional items and rebates offered by common carriers and other entities in connection with travel at public expense; however, before adopting such rules, the department shall consult with the appropriation committees of the Legislature.

(b) Each state agency shall promulgate such additional specific rules and regulations and specific criteria to be used by it to predetermine justification for attendance by state officers and employees and authorized persons at conventions and conferences, not in conflict with the rules and regulations of the Department of *Financial Services* ~~Banking and Finance~~ or with the general criteria to be used by a state agency to predetermine justification for attendance by state officers, ~~and~~ employees, and authorized persons at conventions, as may be necessary to effectuate the purposes of this section.

(10) FRAUDULENT CLAIMS.—Claims submitted pursuant to this section shall not be required to be sworn to before a notary public or other officer authorized to administer oaths, but any claim authorized or required to be made under any provision of this section shall contain a statement that the expenses were actually incurred by the traveler as necessary travel expenses in the performance of official duties and shall be verified by a written declaration that it is true and correct as to every material matter; and any person who willfully makes and subscribes any such claim which he or she does not believe to be true and correct as to every material matter, or who willfully aids or assists in, or procures, counsels, or advises the preparation or presentation under the provisions of this section of a claim which is fraudulent or is false as to any material matter, whether or not such falsity or fraud is with the knowledge or consent of the person authorized or required to present such claim, is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Whoever shall receive an allowance or reimbursement by means of a false claim shall be civilly liable in the amount of the overpayment for the reimbursement of the public fund from which the claim was paid.

(11) TRAVEL AUTHORIZATION AND VOUCHER FORMS.—

(a) Authorization forms.—The Department of *Financial Services* ~~Banking and Finance~~ shall furnish a uniform travel authorization request form which shall be used by all state officers and employees and

authorized persons when requesting approval for the performance of travel to a convention or conference. The form shall include, but not be limited to, provision for the name of each traveler, purpose of travel, period of travel, estimated cost to the state, and a statement of benefits accruing to the state by virtue of such travel. A copy of the program or agenda of the convention or conference, itemizing registration fees and any meals or lodging included in the registration fee, shall be attached to, and filed with, the copy of the travel authorization request form on file with the agency. The form shall be signed by the traveler and by the traveler's supervisor stating that the travel is to be incurred in connection with official business of the state. The head of the agency or his or her designated representative shall not authorize or approve such request in the absence of the appropriate signatures. A copy of the travel authorization form shall be attached to, and become a part of, the support of the agency's copy of the travel voucher.

(b) Voucher forms.—

1. The Department of ~~Financial Services~~ ~~Banking and Finance~~ shall furnish a uniform travel voucher form which shall be used by all state officers and employees and authorized persons when submitting travel expense statements for approval and payment. No travel expense statement shall be approved for payment by the ~~Chief Financial Officer~~ ~~Comptroller~~ unless made on the form prescribed and furnished by the department. The travel voucher form shall provide for, among other things, the purpose of the official travel and a certification or affirmation, to be signed by the traveler, indicating the truth and correctness of the claim in every material matter, that the travel expenses were actually incurred by the traveler as necessary in the performance of official duties, that per diem claimed has been appropriately reduced for any meals or lodging included in the convention or conference registration fees claimed by the traveler, and that the voucher conforms in every respect with the requirements of this section. The original copy of the executed uniform travel authorization request form shall be attached to the uniform travel voucher on file with the respective agency.

2. Statements for travel expenses incidental to the rendering of medical services for and on behalf of clients of the Department of Health shall be on forms approved by the ~~Financial Services~~ ~~Department of Banking and Finance~~.

(12) **ADVANCEMENTS.**—Notwithstanding any of the foregoing restrictions and limitations, an agency head or his or her designee may make, or authorize the making of, advances to cover anticipated costs of travel to travelers. Such advancements may include the costs of subsistence and travel of any person transported in the care or custody of the traveler in the performance of his or her duties.

(13) **DIRECT PAYMENT OF EXPENSES BY AGENCY.**—Whenever an agency requires an employee to incur either Class A or Class B travel on emergency notice to the traveler, such traveler may request the agency to pay his or her expenses for meals and lodging directly to the vendor, and the agency may pay the vendor the actual expenses for meals and lodging during the travel period, limited to an amount not to exceed that authorized pursuant to this section. In emergency situations, the agency head or his or her designee may authorize an increase in the amount paid for a specific meal, provided that the total daily cost of meals does not exceed the total amount authorized for meals each day. The agency head or his or her designee may also grant prior approval for a state agency to make direct payments of travel expenses in other situations that result in cost savings to the state, and such cost savings shall be documented in the voucher submitted to the ~~Chief Financial Officer~~ ~~Comptroller~~ for the direct payment of travel expenses. The provisions of this subsection shall not be deemed to apply to any legislator or to any employee of the Legislature.

(14) **TRAVEL REIMBURSEMENT RANGES AND ADJUSTMENTS.**—

(a) *For the 2002-2003 fiscal year, state travelers may receive no more than the minimum amounts for per diem as provided in subparagraph (6)(a)1., subsistence as provided in paragraph 6(b), and mileage as provided in subparagraph (7)(d)1.*

(b) *On or before June 30, 2003, and annually thereafter, the Executive Office of the Governor for executive branch agencies, the presiding officers of the Legislature for legislative branch agencies, and the Chief Justice of the State Supreme Court for judicial branch agencies shall determine, based on the ranges specified in this section, the specific amount to be*

paid during the following fiscal year to state travelers for per diem as provided in subparagraph (6)(a)1., subsistence as provided in paragraph 6(b), and mileage as provided in subparagraph (7)(d)1.

(c) *On June 1, 2005, and annually thereafter, the Department of Financial Services shall, by rule, adjust the amounts for per diem provided in subparagraph (6)(a)1., the amounts for subsistence provided in paragraph (6)(b), and the amounts for mileage provided in subparagraph (7)(d)1. to reflect the percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average since June 1, 2003. The annually adjusted amounts shall be rounded downward to the nearest whole dollar for per diem and subsistence and to the nearest whole cent for mileage, and shall be effective for the following fiscal year.*

(15) **APPLICABILITY TO COUNTIES, DISTRICT SCHOOL BOARDS, AND SPECIAL DISTRICTS.**—*The governing body of a county may establish by ordinance or resolution, a district school board may establish by rule, or a special district, as defined in s. 189.403(1), except those special districts that are subject to s. 166.021(10), may establish by resolution, travel reimbursement rates that exceed the maximum rates specified in s. 112.061(6)(a) for per diem, in s. 112.061(6)(b) for meals, and in s. 112.061(7)(d)1. for mileage. Except as provided in this subsection, counties, district school boards and special districts remain subject to the requirements of this section.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, lines 2-14, delete those lines and insert: An act relating to governmental per diem and travel expenses; amending s. 166.021, F.S.; providing definitions; authorizing municipalities and agencies thereof to adopt per diem and travel expense policies for travelers, notwithstanding s. 112.061, F.S.; providing for retroactive application; providing for applicability of s. 112.061, F.S., if per diem and travel expense policies are or are not adopted; providing for offenses related to false or fraudulent travel claims; providing misdemeanor penalties; providing for civil liability; amending s. 112.061, F.S.; establishing per diem and subsistence ranges for travel expenses of public employees; conforming provisions and deleting obsolete provisions; providing for future adjustments of such rates; providing that counties, district school boards, and certain special districts may increase specified rates; providing effective dates.

Pursuant to Rule 4.19, **CS for SB 1426** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Geller—

CS for SB 262—A bill to be entitled An act relating to local governments; amending s. 253.034, F.S.; providing for the disposition of certain surplus state lands; amending s. 274.02, F.S.; revising a definition to increase the monetary value of fixtures and tangible personal property that must be included in an inventory of property; providing an effective date.

—was read the second time by title.

Senator Dockery moved the following amendment which was adopted:

Amendment 1 (665522)—On page 1, line 13 through page 2, line 23, delete those lines and insert:

Section 1. Paragraph (f) of subsection (6) of section 253.034, Florida Statutes, is amended, and subsection (12) is added to that section to read:

253.034 State-owned lands; uses.—

(6) The Board of Trustees of the Internal Improvement Trust Fund shall determine which lands, the title to which is vested in the board, may be surplus. For conservation lands, the board shall make a determination that the lands are no longer needed for conservation purposes and may dispose of them by a two-thirds vote. In the case of a land exchange involving the disposition of conservation lands, the board must determine by at least a two-thirds vote that the exchange will result in a net positive conservation benefit. For all other lands, the board shall make a determination that the lands are no longer needed and may dispose of them by majority vote.

(f) In reviewing lands owned by the board, the council shall consider whether such lands would be more appropriately owned or managed by the county or other unit of local government in which the land is located. The council shall recommend to the board whether a sale, lease, or other conveyance to a local government would be in the best interests of the state and local government. The provisions of this paragraph in no way limit the provisions of ss. 253.111 and 253.115. Such lands shall be offered to the state, county, or local government for a period of 30 days. Permissible uses for such surplus lands may include public schools; public libraries; fire or law enforcement substations; and governmental, judicial, or recreational centers. County or local government requests for surplus lands shall be expedited throughout the surplus process. If the county or local government does not elect to purchase such lands in accordance with s. 253.111, then any surplus determination involving other governmental agencies shall be made upon the board deciding the best public use of the lands. Surplus properties in which governmental agencies have expressed no interest shall then be available for sale on the private market. *Notwithstanding this section, any surplus lands that were acquired by the state prior to 1960 by a gift or other conveyance for no consideration from a municipality shall be first offered for reconveyance at no cost to such municipality, unless otherwise provided in a deed restriction of record.*

(12)(a) *In regard to an exchange of lands contemplated between the Board of Trustees and the City of Lakeland, Florida, commonly referred to as the "Teneroc Exchange", the Legislature finds that the completion of the land exchange is in the public interest; the lands currently owned by the Board of Trustees which are to be conveyed to the City of Lakeland, Florida, are no longer needed for conservation purposes; and the lands proposed to be exchanged are considered to be of equal value and no further consideration shall be paid by the Board of Trustees or the City of Lakeland.*

(b) *Notwithstanding the requirements of Chapters 253, 259, and 270, Florida Statutes, the Board of Trustees and the City of Lakeland, Florida shall consummate this exchange no later than July 31, 2003. The Board of Trustees shall include in the deed of conveyance to the City of Lakeland a deed restriction that limits the use of the portion of the property that was received by the Board as a donation to that of a public purpose use by the City of Lakeland. The Board of Trustees' deed of conveyance of the donated property shall also contain a reverter that automatically reverts title to the Board of Trustees if the City of Lakeland fails to use the property for a public purpose.*

Senator Geller moved the following amendments which were adopted:

Amendment 2 (883570)—On page 2, line 18, delete "subsection" and insert: *paragraph*

Amendment 3 (670688)(with title amendment)—On page 2, between lines 30 and 31, insert:

Section 3. *Section 274.12, Florida Statutes, is repealed.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 8, after the semicolon (;) insert: *repealing s. 274.12, F.S., relating to disposition of surplus property;*

Pursuant to Rule 4.19, **CS for SB 262** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

CS for SB 1098—A bill to be entitled An act relating to the rights of members of the United States Armed Forces, the United States Reserve Forces, and the Florida National Guard; amending s. 83.67, F.S.; prohibiting a landlord from discriminating against a member in offering a dwelling unit or in any terms of a rental agreement; amending s. 83.682, F.S.; providing conditions under which a member may terminate his or her rental agreement; revising liability in the event of early termination of a tenancy; amending s. 115.09, F.S.; requiring the granting of leave of absence for state, county, and municipal officials who are members of the National Guard or a reserve component of the Armed Forces; amending s. 115.14, F.S.; requiring the granting of leave of absence for state, county, and municipal employees; revising provisions with respect to

supplemental pay; creating s. 250.035, F.S.; providing for the applicability of federal law; creating s. 520.14, F.S.; providing conditions under which a member may terminate his or her retail installment contract for leasing a motor vehicle; amending s. 627.7283, F.S.; requiring an insurer to refund the entire unearned premium to any member of the United States Armed Forces who cancels a policy under certain circumstances; amending s. 1009.531, F.S.; extending eligibility for, and use of, scholarships under the Florida Bright Futures Program based on military service; providing an effective date.

—was read the second time by title.

Senator Fasano moved the following amendments which were adopted:

Amendment 1 (642092)(with title amendment)—On page 7, between lines 26 and 27, insert:

Section 5. *Section 250.015, Florida Statutes, is created to read:*

250.015 Legislative intent.—It is the intent of the Legislature that men and women who serve in the Florida National Guard, the United States Armed Forces and Armed Forces Reserves understand their rights under applicable state and federal laws. Further, it is the intent of the Legislature that Florida residents and businesses understand the rights afforded to the men and women who volunteer their time and sacrifice their lives to protect the freedoms granted by the Constitutions of the United States and the State of Florida.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 20, before "creating" insert: *creating s. 250.015, F.S.; providing legislative intent;*

Amendment 2 (643240)—On page 8, line 3, after "protections" insert: *, such as those provided in the Soldiers' and Sailors' Civil Relief Act (SSCRA), Title 50, Appendix United States Code, Section 501, et seq., as amended, and the Uniformed Services Employment and Reemployment Rights Act (USERRA), Title 38 United States Code, Chapter 43, as amended,*

Amendment 3 (424054)(with title amendment)—On page 9, between lines 18 and 19, insert:

Section 8. *Section 689.27, Florida Statutes, is created to read:*

689.27 Termination of agreement to purchase real property by a member of the United States Armed Forces, the United States Reserve Forces, or the Florida National Guard.—

(1) *Notwithstanding any other provisions of law and for the purposes of this section:*

(a) *"Closing" means the finalizing of the sale of property, upon which title to the property is transferred from the seller to the buyer.*

(b) *"Contract" means an instrument purporting to contain an agreement to purchase real property.*

(c) *"Property" means a house, condominium, or mobile home that a member intends to purchase to serve as his or her primary residence.*

(2) *Any member of the United States Armed Forces, the United States Reserve Forces, or the Florida National Guard may terminate a contract to purchase property, prior to closing on such property, by providing the seller or mortgagor of the property with a written notice of termination to be effective immediately, if any of the following criteria are met:*

(a) *The member is required, pursuant to a permanent change of station orders received after entering into a contract for the property, to move 35 miles or more from the location of the property;*

(b) *The member is released from federal or state active duty after having agreed to purchase the property while serving on federal or state active duty status, and the property is more than 35 miles away from the member's home of record prior to entering active duty;*

(c) *The member receives military orders requiring him or her to move into government quarters or, after contracting to purchase property but*

prior to closing, the member becomes eligible to live in government quarters;

(d) Prior to closing, the member receives temporary duty orders, temporary change of station orders, or state active duty orders to an area more than 35 miles from where the property is located, provided such orders are for a period exceeding 90 days; or

(e) The member has entered into an agreement to purchase the property, but prior to taking possession of the property, receives a change of orders to an area located more than 35 miles from the location of the property.

(3) The notice to the seller or mortgagor canceling the contract must be accompanied by either a copy of the official military orders or a written verification signed by the member's commanding officer.

(4) Upon termination of a contract under this section, the seller or mortgagor or his or her agent shall refund any funds provided by the member under the contract within 7 days. The member is not liable for any other fees due to the termination of the contract as provided for in this section.

(5) The provisions of this section may not be waived or modified by the agreement of the parties under any circumstances.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 29, after "circumstances," insert: creating s. 689.27, F.S., providing requirements and procedure with respect to the termination by a member of the United States Armed Services, the United States Reserve Forces, or the Florida National Guard of an agreement to purchase real property;

Pursuant to Rule 4.19, **CS for SB 1098** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

CS for SB 2156—A bill to be entitled An act relating to the Florida High School Activities Association; amending s. 1006.18, F.S.; providing technical revisions; amending s. 1006.20, F.S.; renaming the association as the Florida High School Athletic Association; revising the procedures for students' physical examinations; revising membership of the board of directors; deleting obsolete provisions; providing an effective date.

—was read the second time by title.

MOTION

On motion by Senator Diaz de la Portilla, the rules were waived to allow the following amendment to be considered:

Senator Diaz de la Portilla moved the following amendment which was adopted:

Amendment 1 (101162)—On page 1, line 21 and on page 2, line 4, delete "Activities" and insert: *Athletic Activities*

Pursuant to Rule 4.19, **CS for SB 2156** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

SB 1862—A bill to be entitled An act relating to community development districts; amending s. 190.011, F.S.; providing for such districts to collect ground rent from owners of long-term ground leases with governmental entities; amending s. 190.021, F.S.; providing for the inclusion in certain maintenance special assessments the ground rent to be collected by a district; providing an effective date.

—was read the second time by title.

The Committee on Comprehensive Planning recommended the following amendment which was moved by Senator Diaz de la Portilla and failed:

Amendment 1 (151598)—On page 1, line 28, delete "including" and insert: *through*

MOTION

On motion by Senator Diaz de la Portilla, the rules were waived to allow the following amendment to be considered:

Senator Diaz de la Portilla moved the following amendment which was adopted:

Amendment 2 (293118)(with title amendment)—On page 1, line 28 through page 3, line 4, delete those lines and insert: *pursuant to a contract with such governmental entity and to contract with the county tax collector for collection of such ground rent using the procedures authorized in s. 197.3631, other than the procedures contained in s. 197.3632.*

Section 2. This act shall take effect July 1, 2003.

And the title is amended as follows:

On page 1, lines 6-9, delete those lines insert: *governmental entities; authorizing contracts between a district and the county tax collector for collection of such ground rent; providing an*

Pursuant to Rule 4.19, **SB 1862** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lawson—

CS for SB 1750—A bill to be entitled An act relating to state road designations; designating a portion of State Road 63 in Gadsden County as the "Dr. Martin Luther King, Jr., Memorial Highway"; providing for the erection of signs; providing an effective date.

—was read the second time by title.

MOTION

On motion by Senator Siplin, the rules were waived to allow the following amendment to be considered:

Senator Siplin moved the following amendment which was adopted:

Amendment 1 (730410)(with title amendment)—On page 1, between lines 16 and 17, insert:

Section 2. *Martin L. King, Jr., Drive designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 50 from Ocoee to State Road 436 in Orange County is designated as Martin L. King, Jr., Drive.*

(2) *The Department of Transportation is directed to erect suitable markers designating Martin L. King, Jr., Drive as described in subsection (1).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 6, following the semicolon (;) insert: *designating a portion of State Road 50 in Orange County as Martin L. King, Jr., Drive; directing the Department of Transportation to erect suitable markers;*

Pursuant to Rule 4.19, **CS for SB 1750** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano, the Senate resumed consideration of—

SB 1634—A bill to be entitled An act relating to the sale of real property; amending s. 689.26, F.S.; revising certain requirements for disclosures that must be provided to prospective purchasers; providing an effective date.

—which was previously considered and amended this day with pending **Amendment 2 (373652)** by the Committee on Commerce, Economic Opportunities, and Consumer Services.

POINT OF ORDER

Senator Fasano raised a point of order that pursuant to rule 7.1 **Amendment 2 (373652)** contained language of a bill not reported favorably by all committees of reference and was therefore out of order.

The President referred the point of order and the amendment to Senator Lee, Chairman of the Committee on Rules and Calendar.

RULING ON POINT OF ORDER

On recommendation of Senator Lee, Chairman of the Committee on Rules and Calendar, the President ruled the point well taken and the amendment out of order.

Pursuant to Rule 4.19, **SB 1634** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Argenziano, the Senate recalled from Engrossing—

CS for SB 1994—A bill to be entitled An act relating to road and bridge designations; designating a portion of Interstate 75 as Purple Heart Memorial Highway; designating Dr. Martin Luther King, Jr., Memorial Highway in Hamilton County; designating Nott Circle Roundabout in Suwannee County; designating the Dr. Martin Luther King, Jr., Memorial Highway in Gadsden County; designating the Jim Deaton Memorial Bridge in Duval County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—for further consideration.

RECONSIDERATION OF AMENDMENT

On motion by Senator Argenziano, the Senate reconsidered the vote by which **Amendment 1 (573748)** was adopted. **Amendment 1** was withdrawn.

MOTION

On motion by Senator Argenziano, the rules were waived to allow the following amendment to be considered:

Senators Argenziano, Villalobos, Diaz de la Portilla and Lawson offered the following amendment which was moved by Senator Argenziano and adopted:

Amendment 2 (234160)(with title amendment)—On page 2, line 31, insert:

Section 6. *Darce Taylor Crist Boulevard designated.*—

(1) *That portion of State Road 56 from State Road 581, Bruce B. Downs Boulevard, on the east to State Road 54 on the west is designated the Darce Taylor Crist Boulevard.*

(2) *The Department of Transportation is directed to erect suitable markers designating the Darce Taylor Crist Boulevard as described in subsection (1).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 12, following the semicolon (;) insert: designating the Darce Taylor Crist Boulevard; directing the Department of Transportation to erect suitable markers;

MOTION

On motion by Senator Argenziano, the rules were waived to allow the following amendment to be considered:

Senators Argenziano, Villalobos, Diaz de la Portilla, Lawson, Crist and Fasano offered the following amendment which was moved by Senator Argenziano and adopted:

Amendment 3 (934980)(with title amendment)—On page 2, line 31, insert:

Section 6. *Purple Heart Highway designated.*—

(1) *That portion of State Road 54 from U.S. 301 on the east to U.S. 19 on the west is designated the Purple Heart Highway.*

(2) *The Department of Transportation is directed to erect suitable markers designating the Purple Heart Highway as described in subsection (1).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 12, following the semicolon (;) insert: designating the Purple Heart Highway; directing the Department of Transportation to erect suitable markers;

Pursuant to Rule 4.19, **SB 1994** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Lee, the rules were waived and time of recess was extended until completion of the Special Order Calendar, motions and announcements.

On motion by Senator Haridopolos, the Senate resumed consideration of—

SB 1768—A bill to be entitled An act relating to publication information; creating s. 283.551, F.S.; prohibiting government agencies from mailing general unsolicited reports to any person in the state; providing exceptions; providing an effective date.

—which was previously considered this day.

MOTION

On motion by Senator Geller, the rules were waived to allow the following amendment to be considered:

Senator Geller moved the following amendment which failed:

Amendment 1 (452074)—On page 1, lines 18-20, delete those lines and insert: *delivery, except e-mail, to any state or local governmental entity, or to any person, except for elected or appointed officers or legislative employees. Nothing in this section applies*

MOTION

On motion by Senator Wasserman Schultz, the rules were waived to allow the following amendment to be considered:

Senator Wasserman Schultz moved the following amendment which was adopted:

Amendment 2 (265068)—On page 1, line 16, delete “a general report or” and insert: *an annual report or periodic*

Pursuant to Rule 4.19, **SB 1768** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Constantine—

CS for SB 54—A bill to be entitled An act relating to local government; providing definitions; prohibiting local governments from requiring employers to pay a minimum wage other than a federal minimum wage; providing exceptions; providing an effective date.

—was read the second time by title.

Senator Aronberg moved the following amendment which failed:

Amendment 1 (354446)—On page 2, delete line 25 and insert:

(2) *Except as approved by a majority of the vote of the electors of a political subdivision voting in a referendum or as otherwise provided in subsection (3), a*

Pursuant to Rule 4.19, **CS for SB 54** placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

SB 1632—A bill to be entitled An act relating to county governments; amending s. 125.01, F.S.; providing additional powers for county governing bodies with respect to taxing and benefit units within the county; providing an effective date.

—was read the second time by title.

The Committee on Comprehensive Planning recommended the following amendment which was moved by Senator Fasano and adopted:

Amendment 1 (532922)—On page 1, lines 21 and 22, delete those lines and insert: *maintenance of property to the benefit of the unit; beach*

Pursuant to Rule 4.19, **SB 1632** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

SB 424—A bill to be entitled An act relating to Indian reservations; amending s. 285.16, F.S.; specifying that the state's jurisdiction over criminal offenses committed within Indian reservations does not apply to Indian reservations of the Miccosukee Tribe of Indians of Florida; providing an exception for such reservations with respect to the applicability of civil and criminal laws of the state; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 424** was placed on the calendar of Bills on Third Reading.

RECONSIDERATION OF BILL

On motion by Senator Lee, the rules were waived and the Senate reconsidered the vote by which—

CS for SB 1164—A bill to be entitled An act relating to property rights; amending s. 70.001, F.S., the “Bert J. Harris, Jr., Private Property Rights Protection Act”; providing for the state land planning agency to receive notice of claims; amending procedures for determining a governmental entity's final decision identifying the allowable uses for a property; providing that enactment of a law or adoption of a regulation does not constitute applying the law or regulation; providing for a waiver of sovereign immunity for liability; providing legislative findings with respect to loss of property values due to the proximity of a regional water reservoir; authorizing a cause of action for a property owner; specifying a period during which a property owner may present a claim for compensation to the governmental entity that constructs, operates, and maintains the reservoir; providing for future repeal of the act; providing requirements for the offer of compensation by a governmental entity; providing for judicial review under the Bert J. Harris, Jr., Private Property Rights Protection Act; providing for an award of costs and attorney's fees; providing an effective date.

—as amended passed April 10, reconsidered third reading of the bill and retained **CS for SB 1164** on the Calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Wasserman Schultz, by two-thirds vote **SB 2102** and **SB 2472** were withdrawn from the committees of reference and further consideration.

On motion by Senator Margolis, by two-thirds vote **SB 1736** was withdrawn from the committees of reference and further consideration.

On motion by Senator Pruitt, by two-thirds vote **CS for SB 1050**, **CS for SB 1036**, **CS for SB 742**, **CS for SB 1138**, **SB 118**, **CS for SB 638**, **SB 1370**, **CS for SB 1772**, **CS for CS for SB 2242**, **CS for CS for SB 144**, **SB 146**, **CS for CS for SB 250**, **CS for SB 276**, **CS for CS for SB 700**, **CS for CS for SB 1428**, **CS for SB 2404**, **CS for SB 308**, **SB 246** and **CS for CS for SB 1072** were withdrawn from the Committee on Appropriations.

On motion by Senator Lee, by two-thirds vote **SB 626** and **SB 2750** were also referred to the Committee on Appropriations; **CS for SB 2332** was withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations; and referred to the Committees on Finance and Taxation; Appropriations Subcommittee on Health and Human Services; and Appropriations; **SB 10** and **SB 32** were withdrawn from the Committee on Rules and Calendar; and referred to the Special Master on Claims and the Committee on Finance and Taxation; **CS for CS for SB 52**, **CS for CS for SB's 140, 998 and 1060**, **CS for SB 540**, **CS for SB 654** and **CS for SB 1896** were withdrawn from the Committees on Appropriations Subcommittee on Transportation and Economic Development; and Appropriations; **CS for CS for SB's 108 and 110**, **CS for SB 232**, **CS for SB 294** and **SB 2456** were withdrawn from the Committee on Children and Families; **CS for SB 126**, **SB 1224**, **SB 1808**, **CS for SB 1960** and **SB 2306** were withdrawn from the Committee on Judiciary; **CS for SB 164** and **714** and **CS for CS for SB 1220** were withdrawn from the Committee on Commerce, Economic Opportunities, and Consumer Services; **CS for CS for SB 204**, **CS for SB 1218**, **SB 1222**, **CS for CS for SB 1712**, **SB 590**, **CS for SB 956**, **CS for SB 1232**, **CS for SB 2016** and **CS for SB 2192** were withdrawn from the Committees on Appropriations Subcommittee on General Government; and Appropriations; **SB 312** and **CS for CS for SB 428** were withdrawn from the Committees on Appropriations Subcommittee on Criminal Justice; and Appropriations; **CS for SB 462**, **SB 610**, **SJR 612**, **CS for SJR 1494** and **SB 2318** were withdrawn from the Committee on Rules and Calendar; **CS for CS for SB 478** was withdrawn from the Committee on Appropriations Subcommittee on Criminal Justice; **SB 1132** was withdrawn from the Committee on Appropriations Subcommittee on General Government; **CS for SB 1216**, **CS for CS for SB 58**, **CS for SB 480**, **CS for SB 1048**, **CS for SB 1582**, **CS for SB 2150** and **CS for SB 2378** were withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations; **CS for SB 1418** was withdrawn from the Committee on Finance and Taxation; **CS for SB 2518** was withdrawn from the Committee on Health, Aging, and Long-Term Care; **SB 150**, **CS for SB 1442** and **CS for SB 1822** were withdrawn from the Committee on Appropriations Subcommittee on Health and Human Services; **SB 614** and **CS for SB 680** were withdrawn from the Committees on Appropriations Subcommittee on Education; and Appropriations; **CS for SB 1006**, **CS for SB 1202** and **SB 1748** were withdrawn from the Committee on Appropriations Subcommittee on General Government; **CS for CS for SB 1020** was withdrawn from the Committee on Appropriations Subcommittee on Criminal Justice; **CS for CS for SB 1448** was withdrawn from the Committee on Appropriations Subcommittee on Transportation and Economic Development; **CS for SB 1644** was withdrawn from the Committees on Appropriations Subcommittee on General Government; Appropriations Subcommittee on Education; and Appropriations; **SB 1782** was withdrawn from the Committee on Comprehensive Planning; **CS for SB 696** was withdrawn from the Committee on Banking and Insurance; **SB 2526** was withdrawn from the Committees on Children and Families; and Health, Aging, and Long-Term Care; and **SJR 464** and **SB 566** were withdrawn from the Committee on Appropriations.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 16, 2003: **SB 732**, **CS for CS for SB 340**, **CS for SB 2672**, **CS for SB 1182**, **CS for CS for SB 1480**, **SB 1698**, **CS for SB 1992**, **SB 2450**, **SM 1656**, **SB 1768**, **CS for SB 1994**, **SB 1862**, **CS for SB 1750**, **CS for SB 2078**, **CS for CS for SB 2152**, **CS for SB 2156**, **CS for SB 2170**, **CS for SB 2036**, **SB 2466**, **CS for SB 2618**, **CS for SB 2630**, **CS for SB 298**, **SB 1634**, **CS for SB 306**, **CS for SB 668**, **SB 640**, **CS for SB 1426**, **CS for SB 262**, **CS for SB 1098**, **CS for SB 54**, **SB 1632**, **SB 424**

Respectfully submitted,
Tom Lee, Chair

The Committee on Finance and Taxation recommends the following pass: SB 1002, SB 1356

The bills were referred to the Committee on Appropriations under the original reference.

The Committee on Finance and Taxation recommends the following pass: CS for SB 2434

The bill was referred to the Appropriations Subcommittee on Article V Implementation and Judiciary under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1966

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1052

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal Justice under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 2272

The Committee on Education recommends the following pass: SB 80, SB 1538, SB 2324

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Criminal Justice recommends the following pass: CS for SB 1952

The Committee on Finance and Taxation recommends the following pass: CS for SB 68, SB 330, SB 728 with 1 amendment, SB 730, CS for CS for SB 1450 with 1 amendment, CS for CS for SB 1924, CS for SB 1980, CS for SB 2462 with 1 amendment

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Finance and Taxation recommends the following pass: CS for SB 476 with 4 amendments

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for CS for SB 194

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Finance and Taxation recommends the following pass: SB 1840

The bill was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: HB 263 with 1 amendment

The bill was referred to the Committee on Children and Families under the original reference.

The Committee on Judiciary recommends the following pass: SB 1530

The bill was referred to the Committee on Commerce, Economic Opportunities, and Consumer Services under the original reference.

The Committee on Agriculture recommends the following pass: CS for SB 2358

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 2584

The Committee on Transportation recommends the following pass: SB 332 with 1 amendment, SB 2004

The bills contained in the foregoing reports were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Natural Resources recommends the following pass: SB 2376 with 1 amendment

The bill was referred to the Committee on Education under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 36 with 1 amendment, CS for SB 724 with 1 amendment, CS for SB 2148

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 2556

The Committee on Natural Resources recommends the following pass: SB 2586 with 1 amendment, SB 2726 with 1 amendment

The Special Master on Claims recommends the following pass: SB 10, SB 32

The bills contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 2254

The Committee on Education recommends the following pass: SB 2546 with 1 amendment

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 1786, SB 2222 with 1 amendment

The Committee on Natural Resources recommends the following pass: CS for SB 1754

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: CS for SB 438 with 2 amendments

The Committee on Health, Aging, and Long-Term Care recommends the following pass: CS for SB 1680, SB 1726

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1942

The Committee on Transportation recommends the following pass: CS for SB 1664

The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 2356

The Committee on Ethics and Elections recommends the following pass: SB 2318

The Committee on Finance and Taxation recommends the following pass: CS for SB 30, SB 590 with 1 amendment, SB 1632, SB 1698, SB 1860, SB 1862, CS for SB 2036

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 2670

The Committee on Judiciary recommends the following pass: CS for SB 218, SB 2256

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Finance and Taxation recommends committee substitutes for the following: SB 176, SB 1176

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1528

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 2750

The Committee on Judiciary recommends committee substitutes for the following: CS for Senate Bills 560 and CS for SB 2080, CS for Senate Bills 562 and SB 1912, CS for SB 564, SB 2120 and SB 2620

The Committee on Natural Resources recommends a committee substitute for the following: SB 626

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Finance and Taxation recommends a committee substitute for the following: SB 1492

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Article V Implementation and Judiciary under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 1580, SB 2172

The bills with committee substitutes attached were referred to the Appropriations Subcommittee on Criminal Justice under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 1810

The Committee on Education recommends a committee substitute for the following: SB 2100

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Communication and Public Utilities recommends a committee substitute for the following: SB 2316

The Committee on Comprehensive Planning recommends a committee substitute for the following: CS for SB 554

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1894

The Committee on Natural Resources recommends a committee substitute for the following: SB 1044

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2238

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 2460

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 2096, SB 2738

The Committee on Judiciary recommends a committee substitute for the following: SB 2456

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 986

The Committee on Comprehensive Planning recommends a committee substitute for the following: Senate Bills 490 and 1042

The Committee on Finance and Taxation recommends a committee substitute for the following: SB 1298

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 666, SB 2244

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1974

The bill with committee substitute attached was referred to the Committee on Children and Families under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1766

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2520

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Commerce, Economic Opportunities, and Consumer Services under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends committee substitutes for the following: SB 1850, SB 2582

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2534

The Committee on Transportation recommends committee substitutes for the following: SB 686, SB 2572

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 1250

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 1694

The Committee on Judiciary recommends a committee substitute for the following: SB 172

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1902

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Criminal Justice under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 2446

The bill with committee substitute attached was referred to the Committee on Education under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2364

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: CS for SB 1794

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2388

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 682, SB 1782

The Committee on Transportation recommends committee substitutes for the following: SB 2580, SB 2654

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 1556

The Committee on Comprehensive Planning recommends committee substitutes for the following: SB 1724, SB 2566

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1666

The Committee on Education recommends committee substitutes for the following: Senate Bills 1032, 2418 and 2496, SB 1520, SB 2122, SB 2126

The Committee on Judiciary recommends a committee substitute for the following: SB 2526

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2560

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2264

The Committee on Children and Families recommends a committee substitute for the following: SB 2664

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health, Aging, and Long-Term Care under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1228, CS for SB 1740

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 1414, CS for SB 1770, CS for SB 1934

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1266, SB 2458

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 274, SB 290, CS for SB 304, SB 444

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: CS for SB 1230

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 566, CS for Senate Joint Resolutions 1172 and 1672, CS for SB 1286

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 1056, CS for SB 1776

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends committee substitutes for the following: SB 2278, SB 2624

The Committee on Communication and Public Utilities recommends a committee substitute for the following: SB 2338

The Committee on Finance and Taxation recommends committee substitutes for the following: CS for SB 664, SB 1566, SB 2192

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 1502, SB 2248

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: CS for SB 2050, SB 2084

The Committee on Judiciary recommends committee substitutes for the following: SB 268, CS for SB 326, CS for CS for SB 592, CS for SB 1584, CS for SB 1856

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2016

The Committee on Transportation recommends a committee substitute for the following: SB 2708

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal Justice recommends the following pass: CS for SB 272, CS for SB 1588, CS for SB 1910

The Appropriations Subcommittee on Education recommends the following pass: SB 118 with 1 amendment, SB 1260, SB 1370, CS for SB 1772 with 1 amendment, SB 2136, CS for SB 2296 with 4 amendments

The Appropriations Subcommittee on Health and Human Services recommends the following pass: HB 1 with 3 amendments, SB 146, CS for SB 2404

The Appropriations Subcommittee on Transportation and Economic Development recommends the following pass: CS for SB 1168 with 3 amendments, SB 1336

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Criminal Justice recommends a committee substitute for the following: CS for SB 1072

The Appropriations Subcommittee on Education recommends committee substitutes for the following: SB 638, CS for SB 2006, CS for SB 2242

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 924, SB 1036, SB 1050, CS for SB 1300

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 144, CS for SB 250, SB 276, CS for SB 572, CS for SB 700, CS for SB 1252, CS for SB 1428, CS for SB 1454, SB 2322

The Appropriations Subcommittee on Transportation and Economic Development recommends a committee substitute for the following: SB 308

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>		<i>For Term Ending</i>
State Board of Education		
Appointees:	Charles P. Garcia	12/31/2004
	F. Philip Handy	12/31/2006
	Julia L. Johnson	12/31/2005
	Linda J. Eads	12/31/2004
	Sally Bradshaw	12/31/2005
	Talmdage W. Fair	12/31/2006
	William L. Proctor	12/31/2005
Board of Governors		
Appointees:	Carolyn King Roberts	To Be Determined by the Florida Legislature
	Chris Sullivan	To Be Determined by the Florida Legislature
	Gerri Moll	To Be Determined by the Florida Legislature

Office and Appointment

Joan W. Newton

John H. Dasburg

John W. Temple

Miguel De Grandy

Pamela A. Bilbrey

Rolland V. Heiser

Steven J. Uhlfelder

Thomas F. Petway

Zachariah P. Zachariah

For Term Ending

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

To Be Determined by the Florida Legislature

The Committee on Governmental Oversight and Productivity recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Secretary of Management Services		
Appointee:	William S. Simon	Pleasure of Governor
The Committee on Natural Resources recommends that the Senate confirm the following appointments made by the Governor:		
<i>Office and Appointment</i>		
Governing Board of the St. Johns River Water Management District		
Appointees:	John G. Sowinski	03/01/2007
	Ometrias Deon Long	03/01/2007
	Robert Clayton Albright	03/01/2007
Governing Board of the South Florida Water Management District		
Appointees:	Irela Bagué	03/01/2007
	Kevin McCarty	03/01/2007
	Trudi K. Williams	03/01/2007
Governing Board of the Southwest Florida Water Management District		

Office and Appointment

Appointee: Talmadge G. Rice

*For Term
Ending*

03/01/2007

The Committee on Regulated Industries recommends that the Senate confirm the following appointments made by the Governor:

*Office and Appointment**For Term
Ending*

Secretary of the Department of the Lottery

Appointee: Rebecca Dirden Mattingly

Pleasure of
Governor

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

*Office and Appointment**For Term
Ending*

Secretary of Transportation

Appointee: Jose Abreu

Pleasure of
Governor

[The appointments contained in the foregoing reports were referred to the Committee on Ethics and Elections under the original reference.]

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Resolutions 2810—2812—Not referenced.

By Senator Wasserman Schultz—

SB 2814—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; authorizing DROP membership for specified employees of school districts, charter schools, community colleges, and state universities; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Appropriations.

By Senator Atwater—

SB 2816—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; allowing the Chief Inspector General to reallocate staff and other resources among agency inspectors general to accomplish stated purposes; amending s. 20.055, F.S.; granting to agency inspectors general the authority to subpoena documents; requiring the inspectors general to use procedures other than subpoenas to obtain information from state agencies; amending ss. 112.3187, 112.3188, 112.3189, 112.31895, F.S.; amending selected provisions of the “Whistleblower’s Act”; amending the description of information the disclosure of which is subject to the act; amending the description of information for which confidentiality is to be provided under the act; amending the description of matters to be established through investigative procedures under the act; providing additional responsibilities of the agency inspectors general; revising a deadline for determining whether certain discharged employees should be temporarily reinstated; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Atwater—

SB 2818—A bill to be entitled An act relating to public records; amending s. 20.055, F.S.; providing an exemption from the public-

records law for documents and reports connected with an audit or investigation by the Chief Inspector General or agency inspectors general until the investigation is no longer active; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Fasano—

SB 2820—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; redesignating “paper ballots” as “marksense ballots” and redefining the term “voting system”; amending s. 97.052, F.S.; providing an additional purpose for statewide voter registration applications; amending s. 99.095, F.S.; revising procedures for qualification by petition; amending s. 99.0955, F.S.; revising method of qualification by candidates with no party affiliation; amending s. 99.096, F.S.; revising method of qualification by minor party candidates; amending s. 100.011, F.S.; providing that electors in line to vote at the closing of the polls must be allowed to vote; amending s. 100.111, F.S.; revising procedures to be followed in the event of a vacancy in nomination; amending s. 101.031, F.S.; revising provisions regarding the responsibility for furnishing instructions for electors; amending s. 101.131, F.S.; revising the number of authorized poll watchers; providing for certain political committees to have poll watchers; revising provisions for designation of poll watchers; amending s. 101.151, F.S.; revising specifications for ballots; amending s. 101.171, F.S.; providing for copies of constitutional amendments to be provided in booklet or poster form; amending s. 101.253, F.S.; prescribing duties of the supervisor of elections with respect to ballots in cases of vacancy in nomination; amending s. 101.5606, F.S.; conforming to a change in terminology; amending s. 101.595, F.S.; revising duties of the supervisor of elections with respect to reporting undervotes and overvotes; amending s. 101.694, F.S.; revising guidelines for absentee envelopes; amending s. 102.012, F.S.; providing for a single election board in each precinct; amending s. 102.111, F.S.; allowing the Elections Canvassing Commission to delegate the authority to order recounts to the chief election officer; amending s. 102.071, F.S.; deleting the requirement that the certificate of results be prepared in triplicate; amending s. 102.141, F.S.; deleting the requirement that the canvass be filed with the county court judge; clarifying responsibility for ordering recounts; amending s. 102.166, F.S.; clarifying responsibility for ordering manual recounts; amending s. 102.168, F.S.; revising provisions with respect to the time for contesting an election; declaring the county canvassing board and the Elections Canvassing Commission indispensable parties in contested elections; amending s. 105.031, F.S.; exempting write-in candidates for certain office from payment of the qualifying fee; amending s. 105.035, F.S.; revising procedures for qualifying as write-in candidate for judicial or school board office by petition; amending s. 106.011, F.S.; defining the term “eliminated candidate”; creating s. 106.0705, F.S.; providing for electronic filing of campaign treasurer’s reports; providing standards and guidelines; amending s. 106.075, F.S.; revising requirements with respect to reporting loans; amending s. 106.08, F.S.; prohibiting candidates from expending funds from campaign accounts to obtain endorsements; amending s. 106.087, F.S.; exempting committees of continuous existence from certain prohibitions with respect to expenditures; amending s. 106.09, F.S.; prohibiting acceptance of certain contributions made by money order; providing penalties; amending s. 106.11, F.S.; revising provisions relating to reporting use of credit cards and debit cards; repealing s. 98.181, F.S., relating to the supervisor of elections making up indexes or records; repealing s. 101.635, F.S., relating to distribution of blocks of printed ballots; repealing s. 102.061, F.S., relating to duties of election boards; repealing s. 106.085, F.S., relating to independent expenditures; repealing s. 106.144, F.S., relating to endorsements or opposition by certain groups and organizations; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Productivity; Appropriations; and Rules and Calendar.

Senate Resolutions 2822—2824—Not referenced.

By Senator Haridopolos—

SB 2826—A bill to be entitled An act relating to the tobacco settlement agreement; creating s. 569.23, F.S.; limiting the amount of appeal bond that may be ordered; providing an exception; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Haridopolos—

SB 2828—A bill to be entitled An act relating to airport authorities; creating ss. 332.201, 332.202, 332.203, 332.204, 332.205, 332.206, 332.207, 332.208, 332.209, 332.210, and 332.211, F.S.; creating the Florida Airport Authority Act; providing definitions; providing that certain counties shall form an airport authority; providing that certain former military facilities redeveloped and operated as an airport shall be redeveloped and operated by an authority under the act, and providing for membership of the governing body of such authorities; providing for appointment of members of the governing body of an authority; providing for officers, employees, expenses, removal from office, and application of financial disclosure provisions; providing purposes and powers of an authority; providing restrictions on authority powers; providing for issuance of bonds; providing that the county may be appointed as an authority's agent for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies, and individuals; providing a covenant of the state with respect to bond issuance and agreements with federal agencies; providing an exemption from taxation; providing for applicability; requiring members of the authority to file financial disclosure; providing an effective date.

—was referred to the Committees on Transportation; Comprehensive Planning; Military and Veterans' Affairs, Base Protection, and Spaceports; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Haridopolos—

SB 2830—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.09511, F.S.; reducing the rate of tax on handle for certain jai alai permitholders who conduct intertrack wagering; amending s. 550.615, F.S.; revising provisions with respect to intertrack wagering; removing a limitation on receiving broadcasts of certain races or games; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Haridopolos—

SB 2832—A bill to be entitled An act relating to economic development; expressing the legislative intent to enact legislation relating to defense and space economic development; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Military and Veterans' Affairs, Base Protection, and Spaceports; Governmental Oversight and Productivity; Appropriations Subcommittee on Transportation and Economic Development; Appropriations; and Rules and Calendar.

By Senator Haridopolos—

SB 2834—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.09515, F.S.; deleting provisions that require a thoroughbred horse permit to be voided and to escheat to the state for failure to operate performances; deleting provisions for the reissuance of such escheated permit; amending s. 550.3551, F.S.; deleting a limitation on horsetracks receiving broadcasts of races conducted out of this state; providing clarification regarding simulcast horseraces; amending s. 550.5251, F.S.; revising provisions for application and issuance of

certain thoroughbred horse permits; providing for penalties for failure to operate full schedule of performances by such permitholders; providing procedures for election not to operate live performances; providing that such election shall not affect the validity of a permit; exempting from penalties thoroughbred permitholders who failed to operate full schedule of performances during specified seasons; deleting a limitation on beginning thoroughbred races after 7 p.m.; amending s. 550.6305, F.S.; authorizing certain intertrack wagering; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Haridopolos—

SB 2836—A bill to be entitled An act relating to pyrotechnic devices; amending s. 633.171, F.S.; providing that the operation of pyrotechnic devices or fireworks in an indoor facility under certain conditions is a third-degree felony; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Commerce, Economic Opportunities, and Consumer Services; Criminal Justice; and Judiciary.

SR 2838—Not referenced.

By Senator Lawson—

SM 2840—A memorial to the Congress of the United States, urging Congress to enact legislation to halt dredging on the Apalachicola River, to continue authority of the United States Army Corps of Engineers to perform maintenance of the river's navigation channel markings and lock system for recreational boating, and to provide for the restoration and maintenance of fish and wildlife resources and habitats of the Apalachicola River and Apalachicola Bay.

—was referred to the Committee on Rules and Calendar.

By Senator Haridopolos—

SB 2842—A bill to be entitled An act relating to state revenue laws; amending s. 213.053, F.S., relating to confidentiality and information sharing; deleting a scheduled repeal; amending s. 213.21, F.S., relating to informal conference procedures; deleting a scheduled repeal; amending s. 213.285, F.S., relating to certified audits; deleting a scheduled repeal; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

Senate Resolutions 2844—2846—Not referenced.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Criminal Justice; and Senators Cowin, Fasano, Sebesta and Argenziano—

CS for CS for SB 144—A bill to be entitled An act relating to sexual assault victims; providing legislative intent; providing a short title; providing definitions; requiring the Department of Health by contract to represent and provide technical assistance to rape crisis centers; providing procedures for the distribution of certain funds; creating s. 938.085, F.S.; imposing a surcharge on certain violations to fund rape crisis centers; providing an appropriation; providing an effective date.

By the Committee on Judiciary; and Senator Geller—

CS for SB 172—A bill to be entitled An act relating to restrictions on the practice of law; amending s. 454.23, F.S.; increasing the penalty for committing unlicensed practice of law to a third-degree felony; amending s. 454.18, F.S.; deleting provisions prohibiting a sheriff from practicing law in this state; providing an effective date.

By the Committee on Finance and Taxation; and Senator Cowin—

CS for SB 176—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for the purchase or rental of a guide dog for the deaf, a dog for a paraplegic or quadriplegic, or a dog for a person with epilepsy or a seizure disorder; providing an exemption for the sale of food and other items for such dogs; providing an effective date.

By the Committees on Appropriations; Health, Aging, and Long-Term Care; and Senators Peaden, Jones, Klein, Saunders and Fasano—

CS for CS for SB 250—A bill to be entitled An act relating to rural hospitals; amending ss. 395.602 and 408.07, F.S.; revising the definition of the term “rural hospital”; creating s. 395.6025, F.S.; authorizing exemptions from certificate-of-need review for the construction of a new or replacement facility for a rural hospital; providing conditions for eligibility for the exemption; creating s. 395.6063, F.S.; permitting any statutory rural hospital to contract with the Department of Management Services in order to purchase coverage in the state group health insurance plan for the hospital’s employees; requiring a participating hospital to pay a fee; requiring the Department of Management Services to obtain a private letter ruling; expanding the definition of the term “infant delivered” for the purposes of payment of an initial assessment for each infant delivered in a hospital; providing an effective date.

By the Committee on Judiciary; and Senator Dawson—

CS for SB 268—A bill to be entitled An act relating to the Florida Litter Law; amending s. 403.413, F.S.; clarifying the exception of dumping litter on private property; requiring that the community service imposed for certain violations be performed in specified areas; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Health, Aging, and Long-Term Care—

CS for SB 274—A bill to be entitled An act relating to public records; amending s. 395.0198, F.S.; which provides an exemption from public-records requirements for the information contained in the notification of an adverse incident provided to the Agency for Health Care Administration by a facility licensed under ch. 395, F.S.; specifying information covered under the exemption; authorizing the use of the information as part of certain disciplinary proceedings; reenacting the exemption and removing the repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

By the Committees on Appropriations; and Health, Aging, and Long-Term Care—

CS for SB 276—A bill to be entitled An act relating to the Florida Kidcare Program; repealing s. 57 of chapter 98-288, Laws of Florida; abrogating the repeal of the Florida Kidcare Act; providing an effective date.

By the Committee on Governmental Oversight and Productivity—

CS for SB 290—A bill to be entitled An act relating to public records; amending s. 119.07, F.S., which provides an exemption from public-records requirements for information furnished by an applicant for or

participant in a housing assistance program; deleting the exemption provided for bank account numbers, credit card numbers, and telephone numbers; clarifying provisions providing an exemption from public-records requirements for an applicant’s or participant’s medical history records or information related to health or property insurance; reenacting the exemption and removing the repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Comprehensive Planning; and Senator Argenziano—

CS for CS for SB 304—A bill to be entitled An act relating to public records exemptions; amending s. 119.07, F.S.; providing an exemption from public-records requirements for specified personal identifying information relating to a utility customer held by a utility owned or operated by an agency; providing for retroactive application of the exemption; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

By the Committee on Appropriations; and Senators Smith, Atwater, Lynn and Pruitt—

CS for SB 308—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; revising the use of annual use fees from the sale of Sea Turtle license plates; providing an appropriation; repealing s. 370.12(1)(h), F.S., which provides for the Fish and Wildlife Conservation Commission to provide grants to conduct marine turtle research, conservation, and education activities; providing an effective date.

By the Committees on Judiciary; Regulated Industries; and Senator Smith—

CS for CS for SB 326—A bill to be entitled An act relating to alcoholic beverages; amending s. 562.11, F.S.; prohibiting a person licensed under the Beverage Law, or an agent, officer, or employee of such person, from providing alcoholic beverages to an underage employee; prohibiting the licensee from permitting an underage employee from consuming alcoholic beverages on the licensed premises; providing a penalty; reenacting s. 561.706(3), F.S., relating to records of arrests of vendors or employees for certain violations of the Beverage Law, to incorporate the amendment to s. 562.11, F.S., in a reference thereto; providing procedures for issuance of a license that becomes available because of a revocation; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Wise—

CS for SB 444—A bill to be entitled An act relating to retirement; amending s. 121.0515, F.S.; including court bailiffs, deputies, and first-responding ocean lifeguards in the special risk retirement class of the Florida Retirement System; permitting an upgrading of special risk membership for past service; amending s. 121.055, F.S.; providing for the repurchase of service credit by members whose current employer was a former member of the Florida Retirement System; amending s. 121.091, F.S.; providing for the reemployment of retired district school board employees and community college and state university employees on a full-time or part-time basis prior to the completion of 12 months of retired service; amending s. 121.1115, F.S.; providing for purchase of retirement credit by employees with service in a territory of the United States; providing an effective date.

By the Committee on Comprehensive Planning; and Senators Constantine and Geller—

CS for SB’s 490 and 1042—A bill to be entitled An act relating to local governments; creating s. 171.2001, F.S.; providing a short title; creating s. 171.2002, F.S.; providing legislative intent; creating s.

171.2003, F.S.; providing definitions; creating s. 171.20035, F.S.; providing for the annexation of internal enclaves; creating s. 171.2004, F.S.; providing a process for external enclave interlocal agreements; creating s. 171.2005, F.S.; providing a dispute resolution process; creating s. 171.2006, F.S.; providing for the creation of boundary adjustment and service delivery interlocal agreements; creating s. 171.2007, F.S.; prohibiting certain acts; creating s. 171.2008, F.S.; providing for the transfer of powers; creating s. 171.2009, F.S.; providing for municipalities to exercise extraterritorial powers; creating s. 171.2010, F.S.; providing powers for counties to exercise in incorporated areas; creating s. 171.2011, F.S.; providing for the effect on existing interlocal agreements; creating s. 171.2012, F.S.; providing a presumption of validity; creating s. 171.2013, F.S.; providing for the amendment of certain municipal charters; amending s. 171.042, F.S.; providing a notice requirement; providing grounds for invalidating an annexation; amending s. 171.044, F.S.; providing a notice requirement; providing grounds for invalidating an annexation; providing an effective date.

By the Committees on Comprehensive Planning; Natural Resources; and Senator Constantine—

CS for CS for SB 554—A bill to be entitled An act relating to the interdistrict transfer and use of water; amending s. 373.2295, F.S.; redefining the term “interdistrict transfer and use”; validating and providing continued effect of agreements between water management districts which were entered into before the effective date of the act; providing an effective date.

By the Committees on Judiciary; Health, Aging, and Long-Term Care; Banking and Insurance; and Senators Saunders and Peadar—

CS for CS for SB 560 and CS for SB 2080—A bill to be entitled An act relating to medical malpractice insurance; providing legislative findings; amending s. 624.462, F.S.; authorizing health care providers to form a commercial self-insurance fund; amending s. 627.062, F.S.; providing that an insurer may not require arbitration of a rate filing for medical malpractice; providing additional requirements for medical malpractice insurance rate filings; providing that portions of judgments and settlements entered against a medical malpractice insurer for bad-faith actions or for punitive damages against the insurer, as well as related taxable costs and attorney's fees, may not be included in an insurer's base rate; providing for review of rate filings by the Office of Insurance Regulation for excessive, inadequate, or unfairly discriminatory rates; requiring insurers to apply a discount based on the health care provider's loss experience; amending s. 627.0645, F.S.; excepting medical malpractice insurers from certain annual filings; amending s. 627.4147, F.S.; revising certain notification criteria for medical and osteopathic physicians; requiring prior notification of a rate increase; amending s. 627.912, F.S.; increasing the limit on a fine; requiring the Office of Insurance Regulation to adopt by rule requirements for reporting financial information; creating s. 627.41491, F.S.; requiring the Office of Insurance Regulation to require health care providers to annually publish certain rate comparison information; creating s. 627.41493, F.S.; requiring a medical malpractice insurance rate rollback; providing for subsequent increases under certain circumstances; requiring approval for use of certain medical malpractice insurance rates; creating s. 627.41492, F.S.; requiring the Office of Insurance Regulation to publish an annual medical malpractice report; creating s. 627.41495, F.S.; providing for consumer participation in review of medical malpractice rate changes; providing for public inspection; providing for adoption of rules by the Office of Insurance Regulation; providing for a mechanism to make effective the Florida Medical Malpractice Insurance Fund in the event the roll back of medical malpractice insurance rates is not completed; creating the Florida Medical Malpractice Insurance Fund; providing purpose; providing governance by a board of governors; providing for the fund to issue medical malpractice policies to any physician regardless of specialty; providing for regulation by the Office of Insurance Regulation of the Financial Services Commission; providing applicability; providing for initial funding; providing for tax-exempt status; providing for initial capitalization; providing for termination of the fund; providing that practitioners licensed under ch. 458 or ch. 459, F.S., must, as a licensure requirement, obtain and maintain professional liability coverage; requiring the Office of Insurance Regulation to order insurers to make rate filings effective January 1, 2004, which reflect the impact

of the act; providing criteria for such rate filing; amending s. 456.049, F.S.; requiring the Department of Health to report certain liability claims to the Office of Insurance Regulation; amending s. 627.357, F.S.; providing guidelines for the formation and regulation of certain self-insurance funds; creating s. 627.9121, F.S.; requiring certain claims, judgments, or settlements to be reported to the Office of Insurance Regulation; providing penalties; requiring the Office of Program Policy Analysis and Government Accountability to study and report to the Legislature on requirements for coverage by the Florida Birth-Related Neurological Injury Compensation Association; authorizing health care facilities to apply to the Department of Financial Services for discounts in insurance rates after reducing adverse incidents and serious events at the facility; requiring health care facilities to apply to the Department of Financial Services for the certification of programs recommended by the Florida Center for Excellence in Health Care; requiring the Department of Financial Services to develop criteria for the certification; requiring insurers to file rates with the Department of Financial Services for review under specified circumstances; creating s. 627.3575, F.S.; creating the Health Care Professional Liability Insurance Mutual Facility; providing purpose; providing for governance by a board of governors; providing for the facility to provide excess liability insurance for certain health care professionals; providing for premiums; providing for regulation by the Office of Insurance Regulation of the Financial Services Commission; providing applicability; providing for debt and regulation thereof; authorizing the Office of Insurance Regulation to adopt rules; providing for application of s. 627.3575, F.S., to medical malpractice insurance policies issued after January 1, 2004; creating s. 627.0662, F.S.; providing definitions; requiring each medical liability insurer to report certain information to the Office of Insurance Regulation; providing for determination of whether excessive profit has been realized; requiring return of excessive amounts; amending s. 766.106, F.S.; providing for application of common law principles of good faith to an insurance company's bad-faith actions arising out of medical malpractice claims; providing that an insurer shall not be held to have acted in bad faith for certain activities during the presuit period and for 120 days after that period; requiring facilities licensed under ch. 395, F.S., to install a computerized prescription system by a specified date; providing for severability; providing a contingent effective date.

By the Committees on Judiciary; Health, Aging, and Long-Term Care; and Senators Saunders and Peadar—

CS for CS for SB 562 and SB 1912—A bill to be entitled An act relating to health care; amending s. 120.57, F.S.; providing procedures for hearings related to disputed issues of fact in cases involving the standard of care of certain health care professions; amending s. 120.80, F.S.; allowing a board within the Department of Health to appoint an administrative law judge or hearing officer who has certain expertise to hear a case involving standard of care; creating s. 381.0409, F.S.; providing that creation of the Florida Center for Excellence in Health Care is contingent on the enactment of a public-records exemption; creating the Florida Center for Excellence in Health Care; providing goals and duties of the center; providing definitions; providing limitations on the center's liability for any lawful actions taken; requiring the center to issue patient safety recommendations; requiring the development of a statewide electronic infrastructure to improve patient care and the delivery and quality of health care services; providing requirements for development of a core electronic medical record; authorizing access to the electronic medical records and other data maintained by the center; providing for the use of computerized physician medication ordering systems; providing for the establishment of a simulation center for high technology intervention surgery and intensive care; providing for the immunity of specified information in adverse incident reports from discovery or admissibility in civil or administrative actions; providing limitations on liability of specified health care practitioners and facilities under specified conditions; providing requirements for the appointment of a board of directors for the center; establishing a mechanism for financing the center through the assessment of specified fees; requiring the Florida Center for Excellence in Health Care to develop a business and financing plan; authorizing state agencies to contract with the center for specified projects; authorizing the use of center funds and the use of state purchasing and travel contracts for the center; requiring the center to submit an annual report and providing requirements for the annual report; providing for the center's books, records, and audits to be open to the public; requiring the center to annually furnish an audited report to the Governor and Legislature; creating s. 395.1012, F.S.; requiring facilities

to adopt a patient safety plan; providing requirements for a patient safety plan; requiring facilities to appoint a patient safety officer and a patient safety committee and providing duties for the patient safety officer and committee; amending s. 395.004, F.S., relating to licensure of certain health care facilities; providing for discounted medical liability insurance based on certification of programs that reduce adverse incidents; requiring the Office of Insurance Regulation to consider certain information in reviewing discounted rates; amending s. 766.106, F.S.; providing that the claimant must also provide the Agency for Health Care Administration with a copy of a complaint alleging medical malpractice after filing a complaint; requiring the Agency for Health Care Administration to review such complaints for licensure noncompliance; creating s. 395.0056, F.S.; requiring the Agency for Health Care Administration to review complaints submitted if the defendant is a hospital; amending s. 395.0193, F.S., relating to peer review and disciplinary actions; providing for discipline of a physician for mental or physical abuse of staff; limiting liability of certain participants in certain disciplinary actions at a licensed facility; providing that a defendant's monetary liability shall not exceed \$250,000 on any action brought under this section; amending s. 395.0197, F.S., relating to internal risk management programs; deleting an exception from the risk prevention education requirement for certain health care practitioners; requiring a system for notifying patients that they are victims of an adverse incident; requiring risk managers or their designees to give notice; requiring licensed facilities to annually report certain information about health care practitioners for whom they assume liability; requiring the Agency for Health Care Administration and the Department of Health to annually publish statistics about licensed facilities that assume liability for health care practitioners; providing for disciplinary action against a person who has a duty to report an adverse incident but who fails to timely do so; providing for a fine for each day an adverse incident is not timely reported; requiring a licensed facility at which sexual abuse occurs to offer testing for sexually transmitted disease at no cost to the victim; amending s. 456.025, F.S.; eliminating certain restrictions on the setting of licensure renewal fees for health care practitioners; directing the Agency for Health Care Administration to conduct or contract for a study to determine what information to provide to the public comparing hospitals, based on inpatient quality indicators developed by the federal Agency for Healthcare Research and Quality; creating s. 395.1051, F.S.; requiring certain facilities to notify patients about adverse incidents under specified conditions; creating s. 456.0575, F.S.; requiring licensed healthcare practitioners to notify patients about adverse incidents under certain conditions; amending s. 456.026, F.S., relating to an annual report published by the Department of Health; requiring that the department publish the report to its website; requiring the department to include certain detailed information; amending s. 456.041, F.S., relating to practitioner profiles; requiring the Department of Health to compile certain specified information in a practitioner profile; deleting provisions that provide that a profile need not indicate whether a criminal history check was performed to corroborate information in the profile; authorizing the department or regulatory board to investigate any information received; requiring the department to provide a narrative explanation, in plain English, concerning final disciplinary action taken against a practitioner; requiring a hyperlink to each final order on the department's website which provides information about disciplinary actions; requiring the department to provide a hyperlink to certain comparison reports pertaining to claims experience; requiring the department to include the date that a reported disciplinary action was taken by a licensed facility and a characterization of the practitioner's conduct that resulted in the action; deleting provisions requiring the department to consult with a regulatory board before including certain information in a health care practitioner's profile; providing for a penalty for failure to comply with the timeframe for verifying and correcting a practitioner profile; requiring the department to add a statement to a practitioner profile when the profile information has not been verified by the practitioner; requiring the department to provide, in the practitioner profile, an explanation of disciplinary action taken and the reason for sanctions imposed; requiring the department to include a hyperlink to a practitioner's website when requested; providing that practitioners licensed under ch. 458 or ch. 459, F.S. shall have claim information concerning an indemnity payment greater than \$100,000 posted in the practitioner profile; amending s. 456.042, F.S.; providing for the update of practitioner profiles; designating a timeframe within which a practitioner must submit new information to update his or her profile; amending s. 456.049, F.S., relating to practitioner reports on professional liability claims and actions; deleting a requirement that a practitioner report only if the claim or action was not covered by an insurer that is required to report; amending s. 456.051, F.S.; establishing the responsibility of

the Department of Health to provide reports of professional liability actions and bankruptcies; requiring the department to include such reports in a practitioner's profile within a specified period; amending s. 458.320, F.S., relating to financial responsibility requirements for medical physicians; requiring the department to suspend the license of a medical physician who has not paid, up to the amounts required by any applicable financial responsibility provision, any outstanding judgment, arbitration award, other order, or settlement; amending s. 459.0085, F.S., relating to financial responsibility requirements for osteopathic physicians; requiring that the department suspend the license of an osteopathic physician who has not paid, up to the amounts required by any applicable financial responsibility provision, any outstanding judgment, arbitration award, other order, or settlement; providing civil immunity for certain participants in quality improvement processes; defining the terms "patient safety data" and "patient safety organization"; providing for use of patient safety data by patient safety organization; providing limitations on use of patient safety data; providing for protection of patient-identifying information; providing for determination of whether privilege applies as asserted; providing that an employer may not take retaliatory action against an employee who makes a good-faith report concerning patient safety data; requiring that a specific statement be included in each final settlement statement relating to medical malpractice actions; providing requirements for the closed claim form of the Office of Insurance Regulation; requiring the Office of Insurance Regulation to compile annual statistical reports pertaining to closed claims; requiring historical statistical summaries; specifying certain information to be included on the closed claim form; amending s. 456.039, F.S.; amending the information required to be furnished to the Department of Health for licensure purposes; amending s. 456.057, F.S.; allowing the department to obtain patient records by subpoena without the patient's written authorization, in specified circumstances; amending s. 456.063, F.S.; providing for adopting rules to implement requirements for reporting allegations of sexual misconduct; authorizing health care practitioner regulatory boards to adopt rules to establish standards of practice for prescribing drugs to patients via the Internet; amending s. 456.072, F.S.; providing for determining the amount of any costs to be assessed in a disciplinary proceeding; prescribing the standard of proof in certain disciplinary proceedings; amending s. 456.073, F.S.; authorizing the Department of Health to investigate certain paid claims made on behalf of practitioners licensed under ch. 458 or ch. 459, F.S.; amending procedures for certain disciplinary proceedings; providing a deadline for raising issues of material fact; providing a deadline relating to notice of receipt of a request for a formal hearing; amending s. 456.077, F.S.; providing a presumption related to an undisputed citation; amending s. 456.078, F.S.; revising standards for determining which violations of the applicable professional practice act are appropriate for mediation; amending s. 458.331, F.S., relating to grounds for disciplinary action of a physician; redefining the term "repeated malpractice"; revising the standards for the burden of proof in an administrative action against a physician; revising the minimum amount of a claim against a licensee which will trigger a departmental investigation; amending s. 459.015, F.S., relating to grounds for disciplinary action against an osteopathic physician; redefining the term "repeated malpractice"; revising the standards for the burden of proof in an administrative action against an osteopathic physician; amending conditions that necessitate a departmental investigation of an osteopathic physician; revising the minimum amount of a claim against a licensee which will trigger a departmental investigation; amending s. 461.013, F.S., relating to grounds for disciplinary action against a podiatric physician; redefining the term "repeated malpractice"; amending the minimum amount of a claim against such a physician which will trigger a department investigation; amending s. 466.028, F.S., relating to grounds for disciplinary action against a dentist or a dental hygienist; redefining the term "dental malpractice"; revising the minimum amount of a claim against a dentist which will trigger a departmental investigation; amending s. 627.912, F.S.; amending provisions prescribing conditions under which insurers must file certain reports with the Department of Insurance; requiring the Office of Program Policy Analysis and Government Accountability and the Office of the Auditor General to conduct an audit, as specified, and to report to the Legislature; creating ss. 1004.08, 1005.07, F.S.; requiring schools, colleges, and universities to include material on patient safety in their curricula if the institution awards specified degrees; creating a workgroup to study the health care practitioner disciplinary process; providing for workgroup membership; providing that the workgroup deliver its report by January 1, 2004; providing for severability; providing a contingent effective date.

By the Committees on Judiciary; Health, Aging, and Long-Term Care; and Senators Saunders and Peadar—

CS for CS for SB 564 and SB 2120 and SB 2620—A bill to be entitled An act relating to medical malpractice; providing legislative findings; amending s. 46.015, F.S.; revising requirements for set offs against damages in medical malpractice actions if there is a written release or covenant not to sue; amending s. 456.057, F.S.; authorizing the release of medical information to defendant health care practitioners in medical malpractice actions under specified circumstances; amending s. 766.102, F.S.; revising requirements for health care providers providing expert testimony in medical negligence actions; prohibiting contingency fees for an expert witness; amending s. 766.106, F.S.; revising requirements for presuit notice and insurer or self-insurer response to a claim; permitting written questions during informal discovery; requiring a claimant to execute a medical release to authorize defendants in medical negligence actions to take unsworn statements from a claimant's treating physicians; imposing limits on such statements; amending s. 766.108, F.S.; providing for mandatory mediation; amending s. 766.202, F.S.; redefining the terms "economic damages," "medical expert," "noneconomic damages," amending s. 766.206, F.S.; providing for dismissal of a claim under certain circumstances; requiring the court to make certain reports concerning a medical expert who fails to meet qualifications; amending s. 766.207, F.S.; providing for the applicability of the Wrongful Death Act and general law to arbitration awards; amending s. 768.041, F.S.; revising requirements for set offs against damages in medical malpractice actions if there is a written release or covenant not to sue; providing legislative intent and findings with respect to the provision of emergency medical services and care by care providers; amending s. 768.13, F.S.; extending immunity from liability to certain health care practitioners in response to an emergency in a hospital; amending s. 768.28, F.S.; extending sovereign immunity to specified health care providers as agents of the state when providing emergency services pursuant to state and federal imposed obligations; amending s. 768.77, F.S.; prescribing a method for itemization of specific categories of damages awarded in medical malpractice actions; amending s. 768.81, F.S.; requiring the trier of fact to apportion total fault solely among the claimant and joint tortfeasors as parties to an action; providing for severability; providing effective dates.

By the Committees on Judiciary; Health, Aging, and Long-Term Care; and Senator Saunders—

CS for CS for SB 566—A bill to be entitled An act relating to public records and meetings; creating s. 381.04091, F.S.; providing that patient records obtained by and other documents identifying a patient by name and contained in patient safety data held by the Florida Center for Excellence in Health Care are exempt from public-record requirements; providing that meetings held by the center at which such information is discussed are exempt from public-meeting requirements; authorizing the release of information under specified circumstances, including the release to a health care research entity or licensed health insurer; providing for future legislative review and repeal under the Open Government Sunset Review Act of 1995; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Judiciary; Regulated Industries; Commerce, Economic Opportunities, and Consumer Services; and Senator Geller—

CS for CS for CS for SB 592—A bill to be entitled An act relating to corporate affairs; amending s. 617.01401, F.S.; defining the term "electronic transmission" for purposes of the Florida Not For Profit Corporation Act; amending s. 617.0141, F.S.; authorizing forms of electronic transmission of notice for domestic or foreign corporations; providing for a corporation member to revoke consent to receiving notice by electronic transmission; providing that an affidavit of notice by electronic transmission is, in the absence of fraud, prima facie evidence of the facts stated in the notice; creating s. 617.1803, F.S.; providing procedures for the domestication of foreign not-for-profit corporations; amending ss. 718.111 and 718.112, F.S.; revising provisions relating to insurance required for condominium property; providing legislative intent; authorizing the association to provide certain information to prospective purchasers or lienholders; authorizing fees; providing for a condominium association to transmit electronic notices to unit owners; providing that

the association is not liable for erroneously disclosing certain address information; revising requirements for use of proxies for voting; authorizing the association to broadcast notice via a closed-circuit television system; prohibiting notice by electronic transmission for a recall of board members; providing for association bylaws to authorize the electronic transmission of notices; exempting certain condominiums, associations, or unit owners from specified retrofitting requirements pertaining to fire safety systems; requiring a report; amending s. 719.1055, F.S.; exempting certain cooperatives and unit owners from specified retrofitting requirements pertaining to fire safety; amending s. 718.116, F.S.; authorizing the association to charge a fee for preparation of the certificate of assessments and other moneys due; amending ss. 719.104 and 719.106, F.S.; revising provisions with respect to official records of a cooperative association; authorizing the association to provide certain information to prospective purchasers or lienholders; authorizing fees; providing for a cooperative association to transmit electronic notices to unit owners; providing that the association is not liable for erroneously disclosing certain address information; revising requirements for use of proxies for voting; authorizing the association to broadcast notice via a closed-circuit television system; prohibiting notice by electronic transmission for a recall of board members; providing for association bylaws to authorize the electronic transmission of notices; amending s. 719.108, F.S.; authorizing the association to charge a fee for preparation of the certificate of assessments and other moneys due; amending s. 720.302, F.S.; clarifying that corporations not for profit that operate residential homeowners' associations are subject to the Florida Not For Profit Corporation Act; amending s. 720.303, F.S.; authorizing a homeowners' association to broadcast notice via a closed-circuit television system; providing that the association is not liable for erroneously disclosing certain address information; amending s. 702.09, F.S.; redefining the term "mortgage" to include liens created pursuant to a homeowners' association as defined in s. 712.01, F.S.; amending s. 718.303, F.S.; providing that certain actions with respect to the obligation of condominium owners shall not be deemed actions for specific performance; amending s. 719.303, F.S.; providing that certain actions with respect to the obligation of cooperative owners shall not be deemed actions for specific performance; providing an effective date.

By the Committee on Natural Resources; and Senators Lawson, Lynn, Haridopolos, Peadar, Cowin, Posey, Lee and Clary—

CS for SB 626—A bill to be entitled An act relating to the Everglades Forever Act; amending s. 373.4592, F.S.; providing definitions; renaming the Everglades Swim Plan as the Everglades Long-Term Plan; establishing legislative findings and providing legislative intent; providing that revisions to the Long-Term Plan be incorporated into the plan; requiring implementation of the initial phase of the Long-Term Plan; providing for review by the Department of Environmental Protection of certain projects and incremental phosphorus reduction measures; requiring that the initial phase of the Long-Term Plan achieve water quality standards relating to phosphorus criterion in the Everglades Protection Area; providing for the use of ad valorem tax proceeds; providing a schedule for enhancements to the Everglades Construction Project; deleting obsolete provisions; requiring that rules adopting phosphorus criterion include moderating provisions; requiring that permits issued by the department be based on best available phosphorus reduction technology and include technology-based effluent limitations; providing for computation of the Everglades Agricultural Area privilege tax; implementing the provisions of s. 7(b), Art. II of the State Constitution; providing for the computation of the C-139 agricultural privilege tax; providing permit requirements for long-term compliance permits; repealing s. 3 of chapter 96-412, Laws of Florida; repealing s. 84 of chapter 96-321, Laws of Florida; providing an effective date.

By the Committee on Appropriations; and Senators Clary, Hill, Campbell, Bennett, Webster and Bullard—

CS for SB 638—A bill to be entitled An act relating to student tuition assistance; creating the Access to Better Learning and Education Grant Program; providing legislative findings with respect to education provided by for-profit colleges and universities; providing for the Department of Education to administer the grant program; providing requirements for eligibility; providing for an annual appropriation; requiring institutions to remit undisbursed funds to the department; limiting the

period a student may receive a grant; providing for implementation only to the extent funded and authorized by law; providing an effective date.

By the Committees on Finance and Taxation; Regulated Industries; and Senator Sebesta—

CS for CS for SB 664—A bill to be entitled An act relating to recreational activities at facilities for elderly or disabled adults; authorizing bingo games for residents or clients of certain facilities for the elderly or disabled and for their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Pruitt—

CS for SB 666—A bill to be entitled An act relating to environmental control; amending s. 403.4131, F.S.; replacing “Keep Florida Beautiful, Incorporated” with the Clean Florida Commission; providing membership and duties of the commission; providing rulemaking authority; providing for an executive director and other commission employees; providing for the commission to contract for the development of a statewide anti-litter campaign; providing for local governments and nonprofit organizations to receive grants to be used for community litter prevention programs; providing priorities for the award of grants; requiring an annual report to the Governor and to legislative leaders; requiring the Department of Transportation to erect anti-litter signs; providing requirements for litter reduction programs; placing the Wildflower Advisory Council under the control of the Department of Agriculture and Consumer Services; amending duties of the council; amending s. 403.41315, F.S.; amending cross-references, to conform; amending s. 403.709, F.S.; transferring proceeds to be used in litter prevention from the Solid Waste Management Trust Fund to the Clean Florida Commission; imposing a duty on the commission; amending s. 320.08058, F.S.; providing that the proceeds of fees paid for Wildflower license plates must be distributed to the Wildflower Trust Fund in the Department of Agriculture and Consumer Services; creating the Wildflower Advisory Council and providing for membership, powers, and duties; specifying uses of the proceeds; transferring the balance of such proceeds from “Keep Florida Beautiful, Incorporated” to the department; providing an effective date.

By the Committees on Judiciary; Transportation; and Senator Sebesta—

CS for CS for SB 682—A bill to be entitled An act relating to highway safety and motor vehicles; amending s. 316.085, F.S.; prohibiting a person from overtaking a vehicle when the vehicle is clearly signaling a left turn or when approaching a clearly marked intersection; amending s. 316.1932, F.S.; revising requirements relating to the notice of consent for sobriety testing which is printed on driver's licenses; amending s. 316.212, F.S.; revising the minimum age for operating a golf cart on public roads; amending s. 316.251, F.S.; providing a definition; applying bumper height restrictions to vehicles weighing up to 10,000 pounds; amending s. 322.54, F.S.; providing an exception to driver's license requirements for operators of certain trucks and tractor trailers; amending s. 316.302, F.S.; revising provisions relating to an exemption from federal vision standards for specified commercial driver's licenses; amending s. 316.605, F.S.; providing for the placement of motor vehicle license plates on certain government-owned vehicles; amending s. 316.613, F.S.; eliminating authorization of the Department of Highway Safety and Motor Vehicles to expend certain funds; creating s. 316.6131, F.S.; amending s. 318.1215, F.S.; requiring that certain funds be used for enhancement of driver education programs; requiring certain behind-the-wheel training; authorizing the use of certain funds on educational campaigns; amending s. 320.01, F.S.; revising the definition of the terms “apportioned vehicle” and “commercial motor vehicle”; amending s. 320.05, F.S.; providing that certain motor vehicle and vessel information is available free of charge via the website of the department; amending s. 320.06, F.S.; correcting a cross-reference; amending s. 320.0605, F.S.; exempting specified vehicles from the requirement that the certificate of registration must be carried in the vehicle at all times; amending s.

320.071, F.S.; eliminating the requirement that vehicle registration renewals must occur in the county of residency; amending s. 320.072, F.S.; revising provisions relating to certain motor vehicle registration transactions; amending s. 320.0821, F.S.; revising provisions relating to the placement of motor vehicle license plates on wreckers; amending s. 320.086, F.S.; revising provisions relating to historical license plates; amending s. 320.18, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to withhold vessel registrations under specified conditions; amending s. 320.27, F.S.; requiring that motor vehicle dealers maintain certain records for 5 years; amending s. 320.58, F.S.; authorizing inspectors employed by the Department of Highway Safety and Motor Vehicles to enforce certain provisions relating to off-highway vehicles and vessels; amending s. 320.8249, F.S.; revising provisions relating to licensed mobile home installers; amending s. 322.135, F.S.; providing a time period for county officers to pay certain funds to the State Treasury by electronic funds transfer; amending s. 322.20, F.S.; providing that certain driver's license information is available free of charge via the website of the Department of Highway Safety and Motor Vehicles; amending s. 322.53, F.S.; revising provisions relating to commercial driver's license exemptions; amending s. 328.01, F.S.; revising requirements relating to the repossession of vessels; amending s. 328.03, F.S.; revising requirements relating to the cancellation of vessel titles; amending s. 328.11, F.S.; revising requirements relating to the issuance of a duplicate certificate of title for vessels; amending s. 328.17, F.S.; revising provisions relating to the nonjudicial sale of vessels; amending s. 328.56, F.S.; revising requirements relating to the display of vessel registration numbers; amending s. 328.735, F.S.; eliminating the requirement that vessel registration renewals must occur in the county of residency; providing an effective date.

By the Committee on Transportation; and Senators Geller, Klein, Villalobos, Dawson, Margolis, Wasserman Schultz, Campbell and Bul-lard—

CS for SB 686—A bill to be entitled An act relating to public transit; amending s. 343.51, F.S.; providing a short title; amending s. 343.52, F.S.; revising definitions; amending s. 343.53, F.S.; disbanding the Tri-County Commuter Rail Authority and redesignating it as the South Florida Regional Transportation Authority; providing for a governing board of the authority; amending s. 343.54, F.S.; revising powers and duties of the authority with respect to planning and operating a transit system within a specified area of the state; authorizing the authority to expand its service area into counties contiguous to the service area of the authority under certain circumstances; providing employee rights; amending ss. 343.55, 343.56, 343.57, F.S.; providing for the authority to issue and pay revenue bonds; providing that the bonds are not debts or pledges of credit of the state; creating s. 343.58, F.S.; providing for dedicated funding from the counties served by the South Florida Regional Transportation Authority; providing an effective date.

By the Committees on Appropriations; Children and Families; and Senators Lynn, Peadar and Wise—

CS for CS for SB 700—A bill to be entitled An act relating to substance abuse and mental health; creating s. 394.655, F.S.; providing legislative intent; creating the Florida Substance Abuse and Mental Health Board, Inc., which shall be administratively housed within the Department of Children and Family Services; providing for the board's independence; providing the duties, responsibilities, and authority of the board; requiring a contract between the board and the department; providing for the appointment of members and specifying qualifications for membership; authorizing the board to employ staff members; requiring an annual evaluation and report to the Legislature and Governor; directing other agencies to cooperate in the development of the evaluation and report; providing for future repeal; directing the Executive Office of the Governor to procure an evaluation; providing for a report to the Legislature; amending s. 20.19, F.S.; requiring the Secretary of Children and Family Services to appoint certain staff; providing responsibilities; amending s. 394.74, F.S.; authorizing the Department of Children and Family Services to adopt by rule new payment methodologies and to eliminate unit-based methodologies for mental health and substance abuse services; authorizing the department to adopt rules for local match based on new methodologies; prohibiting changes to the ratio of state-to-local matching resources or to the sources of local match

and prohibiting the increase in the amount of local matching funds required; amending s. 394.741, F.S.; amending accreditation requirements for providers of behavioral health care services; requiring the Department of Children and Family Services and the Agency for Health Care Administration to follow only properly adopted and applicable statutes and rules in monitoring contracted providers; requiring the department to file a State Project Compliance Supplement; amending s. 394.9082, F.S.; modifying the services for which a managing entity is accountable; establishing data system requirements; providing for establishment of a single managing entity for the delivery of substance abuse services to child protective services recipients in specified districts of the department; providing for a contract; requiring certain information to be kept; requiring an evaluative study; providing for reports to the Governor and Legislature; revising provisions relating to delivery of state-funded mental health services; amending s. 409.912, F.S.; requiring the agency to work with the department to ensure mental health and substance abuse services are accessible to children and families in the child protection system; requiring the Agency for Health Care Administration to seek federal approval to contract with single entities to provide comprehensive behavioral health care services to Medicaid recipients in AHCA areas; requiring the agency to submit a plan for fully implementing capitated prepaid behavioral health care in all areas of the state; providing for implementation of the plan that would vary by the size of the eligible population; authorizing the agency to adjust the capitation rate under specified circumstances; requiring the agency to develop policies and procedures that allow for certification of local funds; requiring the agency and the department to develop a plan to implement new Medicaid procedure codes for specified services; providing that match requirements for those procedure codes are met by certifying general revenue with contracted providers; requiring the plan to address specific procedure codes to be implemented, a projection of procedures to be delivered and a financial analysis; requiring approval by the Legislative Budget Commission prior to implementation; directing the plan to be submitted for consideration by the 2004 Legislature if not approved by December 31, 2004; requiring approval by the Legislative Budget Commission prior to implementation; providing an appropriation and authorizing positions; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Garcia—

CS for SB 986—A bill to be entitled An act relating to commerce; amending s. 311.07, F.S.; increasing funding for the Florida Seaport Transportation and Economic Development Program; providing new funding for certain seaport transportation and economic development projects; eliminating the role of the Florida Trade Data Center in development of certain trade data information products; revising the expiration date of provisions relating to seaport security measures; creating s. 341.0531, F.S.; creating the Transportation Commerce Improvement Program; providing for the purposes of the program; creating the Transportation Commerce Improvement Advisory Council; providing for the membership, governance, and administrative support of the council; requiring the council to develop and update a transportation commerce improvement plan; prescribing plan requirements; creating s. 341.0532, F.S.; providing a definition; designating transportation commerce corridors of statewide significance; providing for revisions to the designated corridors; creating s. 341.0533, F.S.; authorizing transportation commerce improvement grants; providing legislative findings; providing for funding; prescribing projects eligible for grants; providing for grant application and evaluation criteria; directing the Department of Transportation to submit projects to the Transportation Commerce Improvement Advisory Council; providing for grant evaluation and recommendations by the council to the Secretary of Transportation and the Legislature; providing for rulemaking by the Department of Transportation; providing an effective date.

By the Committee on Education; and Senators Lynn and Atwater—

CS for SB's 1032, 2418 and 2496—A bill to be entitled An act relating to educational leadership; creating the BEST Florida Teaching Act of 2003; creating s. 1000.041, F.S.; providing legislative purposes and guiding principles of the act; amending s. 1001.33, F.S.; requiring cooperation to apply such guiding principles; amending s. 1001.42, F.S.; requiring school district support of authority; amending ss. 1001.51 and

1001.54, F.S.; requiring cooperation and support of district school superintendents and school principals; amending s. 1002.20, F.S.; providing student rights with respect to classroom orderliness; amending s. 1002.42, F.S.; correcting a cross-reference; amending s. 1003.04, F.S.; requiring specified student conduct; requiring parental cooperation with school authority; amending s. 1003.31, F.S.; requiring support of the authority of teachers and bus drivers; amending s. 1003.32, F.S.; revising provisions relating to teacher authority and responsibility for control of students; designating a school placement review committee to determine placement for disruptive students; requiring reports; requiring Commissioner of Education review of success in achieving orderly classrooms and use of enforcement actions; requiring reporting of knowledge or suspicion of crimes of violence on school property and providing immunity; amending s. 1004.04, F.S.; revising provisions relating to state approval of teacher preparation programs; expanding State Board of Education rules establishing core curricula; requiring teacher preparation programs to incorporate certain instruction; providing for guarantee; providing for additional teacher training under certain circumstances; authorizing pay for student teacher internships; authorizing additional standards for program approval and certification; deleting the requirement that pilot programs be established at the University of Central Florida, the University of North Florida, and the University of South Florida; allowing pilot programs to be established as authorized by the Commissioner of Education at colleges and universities with state-approved teacher education programs; providing priority consideration for participation in teacher education pilot programs; authorizing the Commissioner of Education to waive rules for the state-approval of teacher preparation programs to allow institutional flexibility; amending ss. 1006.08 and 1006.09, F.S.; requiring district school superintendent and school principal support relating to student discipline; amending s. 1009.59, F.S.; renaming and revising eligibility criteria and loan reimbursement of the Critical Teacher Shortage Student Loan Forgiveness Program; amending s. 1012.05, F.S.; requiring the Department of Education to provide for one-stop shopping for teacher career information and on-line support; authorizing use of funds to recruit and prepare teachers; providing requirements for the Department of Education with respect to the retention of qualified teachers; requiring the department to develop a long-range plan for educator recruitment and retention; specifying the contents of the plan; requiring school districts to consider implementing specified elements of the long-range plan; requiring the department to report annually to the Legislature on the implementation of programs contained in the long-range plan; creating s. 1012.231, F.S.; requiring the State Board of Education to convene a statewide council related to a plan for a differentiated pay model for classroom teachers; providing for membership on the council; requiring recommendations to the Legislature and the Governor; requiring district school board plans for compensation of beginning classroom teachers; providing a performance pay framework for differentiated teacher salaries; providing requirements and incentives relating to teacher assignments; amending s. 1012.27, F.S.; providing duties of district school superintendents; amending s. 1012.56, F.S.; revising the time period for which an official statement of status of eligibility for certification is valid; revising requirements for mastery of general knowledge, mastery of subject area knowledge, and mastery of professional preparation and education competence; revising provisions relating to temporary certificates; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct teaching certificates; revising provisions relating to determination of expertise in the subject area to be taught; amending s. 1012.585, F.S.; revising certain requirements for renewal of professional certificates; correcting a cross-reference; creating s. 1012.586, F.S.; authorizing school districts to process certain applications via website; providing for a fee and the uses thereof; amending s. 1012.73, F.S.; providing that teacher career development does not require graduation from a teacher preparation program; amending s. 1012.98, F.S.; revising provisions relating to the School Community Professional Development Act; deleting provisions relating to recruitment, preparation, and professional development of school administrative personnel; creating s. 1012.987, F.S.; authorizing a principal leadership designation and incentives therefor; requiring a system for recruitment, preparation, and education leadership development of school administrative personnel; creating s. 1012.561, F.S.; creating the "Fast Track" Educator Certification Program; providing assistance for certain professionals and others to become teachers; authorizing community college and other approved teacher preparation programs to offer the program; requiring instruction for mastery of competencies; providing program approval requirements; establishing requirements for program participants and completers; providing eligibility for state and federal funding; requiring the Commissioner of Education to develop mentoring

programs to recommend to the Legislature; requiring the commissioner to consult with others in preparing the recommendations; providing an effective date.

By the Committee on Appropriations; and Senators Dockery, Lynn, Posey, Sebesta, Jones, Argenziano, Constantine and Alexander—

CS for SB 1036—A bill to be entitled An act relating to audits of state agency direct-support organizations and citizen support organizations; amending s. 215.981, F.S.; specifying financial audit requirements for certain direct-support organizations and citizen support organizations; excluding certain organizations from such requirements; requiring the Department of Environmental Protection to establish financial management guidelines; requiring the department to conduct operational and financial reviews of certain direct-support organizations or citizen support organizations each year; providing an effective date.

By the Committee on Natural Resources; and Senators Argenziano, Fasano and Lynn—

CS for SB 1044—A bill to be entitled An act relating to water use and impoundment construction permits; amending s. 373.116, F.S.; providing for notice by electronic mail; requiring that permits contain certain specified language; providing an effective date.

By the Committee on Appropriations; and Senator Smith—

CS for SB 1050—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 370.021, F.S.; providing additional penalties for the unlicensed sale or purchase of a saltwater product or the harvest or attempted harvest with intent to sell of a saltwater product; provides for civil penalties, imprisonment, permanent revocation of license privileges, and forfeiture of property involved in the offense; amending s. 327.30, F.S.; increasing the threshold amount at which a boating accident resulting in property damage only must be reported to the Division of Law Enforcement of the commission and certain other law enforcement agencies; amending s. 327.43, F.S.; deleting certain restrictions and penalties for anchoring or mooring a vessel within Silver Glen Run and Silver Glen Springs; repealing ss. 370.15(6) and 370.153(3)(c), F.S., relating to live bait shrimping; amending ss. 370.1535 and 370.154, F.S., relating to the regulation of shrimp fishing; conforming provisions to changes made by the act; amending s. 370.01, F.S.; defining the term “molest” for purposes of saltwater fisheries; amending s. 370.061, F.S.; conforming a cross-reference; amending s. 370.1107, F.S.; providing additional penalties for offenses involving unlawful possession of or interference with saltwater fisheries traps; amending s. 370.13, F.S.; revising penalties for theft from, and providing penalties for theft of, stone crab traps; amending s. 370.135, F.S.; revising penalties for theft from, and providing penalties for theft of, blue crab traps; amending s. 370.142, F.S.; revising penalties for theft from, and providing penalties for theft or molestation of, spiny lobster traps; providing an effective date.

By the Committees on Appropriations; Children and Families; and Senators Smith and Lynn—

CS for CS for SB 1056—A bill to be entitled An act relating to crimes against children; creating s. 938.10, F.S.; imposing an additional court cost against persons who plead guilty or nolo contendere to, or who are found guilty of, certain crimes against minors; requiring the clerk of the court to deposit the proceeds of the court cost into the State Treasury for deposit into a specified trust fund to be used to fund children’s advocacy centers; requiring the clerk of the court to retain a portion of the court cost as a service charge; requiring annual reports; requiring a report to the Legislature; providing an appropriation; providing an effective date.

By the Committees on Appropriations; Criminal Justice; and Senator Crist—

CS for CS for SB 1072—A bill to be entitled An act relating to identity theft and Internet fraud prevention, investigation, and prosecution; amending s. 817.568, F.S.; expanding the definition of personal identification information; revising the elements of the offense of criminal use of personal identification information in which such use results in an unlawful benefit, injury, or fraud; providing for mandatory minimum terms of imprisonment for certain acts of criminal use of personal identification information; amending s. 934.23, F.S.; providing a definition; clarifying that Florida judges with jurisdiction over specific crimes have authority to issue search warrants for electronic evidence relating thereto, regardless of where the electronic evidence is situated; creating s. 92.605, F.S.; providing definitions; providing for self-authentication for out-of-state business records under certain circumstances with notice to opponent; providing for procedures; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; Ethics and Elections; and Senators Cowin and Posey—

CS for CS for SJR 1172 and SJR 1672—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution relating to the approval of constitutional amendments.

By the Committee on Finance and Taxation; and Senator Campbell—

CS for SB 1176—A bill to be entitled An act relating to tax administration; amending ss. 202.11, 202.125, 202.22, 202.27, 202.28, 202.34, and 202.35, F.S., relating to the local communications services tax; changing sourcing requirements for third number and calling card calls; excluding certain not-for-hire mobile communications services from the definition of the term “substitute communications system”; providing an exemption for homes for the aged; providing limitations on credits for taxes collected; providing legislative intent with respect to provisions clarifying the law; providing penalties for failure to report revenue and taxes due; providing for repeal of certain penalty provisions; authorizing the Department of Revenue to allocate local taxes to and between local governments under certain circumstances; requiring that a taxpayer provide customer records to the Department of Revenue; providing penalties for noncompliance; amending s. 206.02, F.S.; prohibiting a person from engaging in business as a biodiesel manufacturer unless the person is licensed by the department; revising licensing requirements; requiring biodiesel manufacturers to meet the reporting, bonding, and licensing requirements prescribed for wholesalers of motor fuel; amending s. 206.026, F.S.; requiring the department to obtain fingerprints for criminal background checks for certain license holders; amending s. 206.14, F.S.; providing a penalty for failure to provide records as required by the department; amending s. 206.414, F.S., relating to local option fuel taxes; providing for the tax to be collected when fuel is removed through the loading rack; amending s. 206.416, F.S.; deleting certain provisions authorizing a change in the destination of fuel; requiring that a wholesaler or exporter register as an importer under certain circumstances; providing penalties; amending s. 206.485, F.S., relating to tracking reports for petroleum products; imposing a penalty for failure to provide such reports; amending s. 206.86, F.S.; defining the terms “biodiesel” and “biodiesel manufacturer” for purposes of part II of ch. 206, F.S.; amending s. 206.89, F.S., relating to the regulating of alternative fuels; requiring the licensure of retailers rather than wholesalers; amending s. 212.0606, F.S., relating to the rental car surcharge; requiring dealers to report the surcharge collections by county where collected; amending s. 212.08, F.S.; authorizing certain carriers to prorate the state tax on motor or diesel fuels used in interstate commerce in the initial year of operation; amending s. 212.12, F.S.; deleting a prohibition on certain allowances if the tax is delinquent; revising a limitation on certain penalties; providing an additional penalty for failure to timely disclose a tax or fee; requiring that the department make certain tax amounts and brackets available in an electronic format; deleting a requirement that the amounts and brackets be established pursuant to rule; amending s. 213.21, F.S.; revising the period during which a taxpayer may voluntarily disclose a tax liability; providing for applicability; amending s.

336.021, F.S.; revising certain dates for purposes of certifying distributions of local option fuel taxes; amending s. 336.025, F.S.; expanding the uses of proceeds from local option fuel taxes on motor fuel and diesel fuel; amending ss. 443.036, 443.131, 443.1316, and 443.163, F.S., relating to the unemployment compensation tax; requiring that a limited liability company be treated at the same status as it is classified for federal income tax purposes; providing that an employee may not be considered a successor under certain circumstances; increasing the limit on recovery of overhead or indirect costs from the Agency for Workforce Innovation; revising requirements of electronic reporting and remitting for certain persons who prepare and report; revising penalties for failure to report or remit taxes by electronic means; providing for retroactive application of provisions relating to electronic reporting and remitting of taxes; amending s. 832.062, F.S.; prohibiting certain electronic funds transfers if the taxpayer knows at the time of such transfer that funds are insufficient to cover the transfer; amending s. 206.052, F.S., relating to the export of tax-free fuels; conforming a cross-reference to changes made by the act; repealing s. 199.052(13), F.S., relating to a requirement to permit a voluntary contribution to the Election Campaign Financing Trust Fund when filing an intangible tax return; amending s. 213.053, F.S.; authorizing the Department of Revenue to share information with the Department of Transportation on rental car surcharge revenues; amending s. 624.509, F.S.; authorizing a certain affiliated group of corporations that created a service company to allocate the salary of each employee to the companies for which the employees perform services for the purpose of the salary credit against the insurance premium tax; providing definitions for "affiliated group of corporations," and "service company"; providing that changes shall take effect for tax years beginning January 1, 2003; amending ss. 213.053, 213.21, and 213.285, F.S.; deleting the repeal of the certified audit program; amending s. 212.08, F.S.; expanding the definition of "housing project" to include construction in a designated brownfield area of affordable housing; amending s. 212.055, F.S.; providing additional uses for revenues raised by the charter county transit system surtax; repealing s. 212.055(2)(f), F.S.; relating to the restriction on the use of Local Government Infrastructure Surtax revenue to supplant or replace user fees or reduce ad valorem taxes; providing effective dates.

By the Committee on Criminal Justice; and Senator Crist—

CS for SB 1228—A bill to be entitled An act relating to postconviction capital collateral representation; amending ss. 27.701, 27.702, 27.703, F.S.; providing for the middle and southern regional offices of capital collateral counsel to continue to be administered by a regional counsel; providing for private counsel to be appointed to represent persons in the northern region in capital collateral post conviction proceedings; amending s. 27.709, F.S.; requiring the Commission on Capital Cases to review the operation of private counsel; amending ss. 27.710 and 27.711, F.S.; revising the criteria under which the chief judge of the circuit is requested to submit names of attorneys who meet the requirements to represent persons in postconviction capital collateral proceedings; providing for appointment of counsel within the northern regional office; providing for compensation of such counsel; requiring the Commission on Capital Cases to conduct a cost and program analysis of the capital collateral regional counsels and registry attorneys and report to the Governor and Legislature; providing an effective date.

By the Committees on Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; and Senators Argenziano, Bennett, Siplin and Bullard—

CS for CS for SB 1230—A bill to be entitled An act relating to public records; amending s. 500.148, F.S.; providing an exemption from public-records requirements for certain federal records that are otherwise confidential under federal law and that are provided to the Department of Agriculture and Consumer Services for purposes of food safety investigations, contracts and partnership activities, and regulatory reviews; prohibiting the disclosure of such information unless a federal agency has found that the record is no longer entitled to protection or unless ordered by a court; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Wise—

CS for SB 1250—A bill to be entitled An act relating to obscenity; requiring public libraries to install and maintain computer software or equivalent technology that prohibits access to obscene materials by minors; providing that the installation of software or technology in a library having only one public-access computer is within the library's discretion; providing a finding of important state interest; amending s. 257.17, F.S.; establishing minimum standards for receipt of operating grants; providing an effective date.

By the Committee on Regulated Industries; and Senator Posey—

CS for SB 1266—A bill to be entitled An act relating to regulation of real estate professionals; amending s. 475.001, F.S.; conforming terminology; amending s. 475.01, F.S.; redesignating "broker-salespersons" as "broker associates" and "salespersons" as "sales associates"; expanding the definition of "transaction broker"; amending s. 475.011, F.S.; conforming terminology; amending ss. 475.02 and 475.04, F.S.; conforming terminology; creating s. 475.161, F.S.; providing for licensing of broker associates and sales associates; amending s. 475.17, F.S.; revising qualifications for practice; authorizing additional subjects for postlicensure education; restricting approval of distance learning courses to instances of hardship; conforming terminology; amending s. 475.175, F.S.; revising requirements to take the license examination; revising requirements with respect to notice of completion of educational requirements; amending s. 475.181, F.S.; conforming terminology; amending s. 475.182, F.S.; providing guidelines for approving specialty courses; conforming terminology; amending s. 475.215, F.S.; conforming terminology; amending s. 475.22, F.S.; revising requirements with respect to brokers' signs; amending s. 475.23, F.S.; providing for notice of change of address; conforming terminology; amending s. 475.25, F.S.; revising duties of licensees with respect to escrowed property; allowing a broker to place personal or brokerage funds in property management and sales escrow accounts; providing for investment of escrow moneys; providing penalties; providing a time limit on filing complaints against a licensee; requiring notice to employer of disciplinary action against a licensee; providing for referral of criminal violations to prosecuting authorities; conforming terminology; amending s. 475.2755, F.S.; conforming terminology; amending s. 475.278, F.S.; revising provisions relating to authorized brokerage relationships; providing a presumption of transaction brokerage; revising disclosure requirements; amending s. 475.31, F.S.; providing effect of revocation or suspension of a broker's license; conforming terminology; amending ss. 475.37 and 475.41, F.S.; conforming terminology; amending s. 475.42, F.S.; providing an additional ground for disciplinary action relating to false or misleading information on real estate located in the state; providing penalties; conforming terminology; creating s. 475.423, F.S.; specifying the transactions that are subject to the requirements of the act; providing definitions; requiring that certain disclosures be made by the transferor or his or her agent with respect to real property located within a flood hazard area, an area with severe constraints for development, an area having sinkhole activity, a well-head protection area, a priority wetland zone, a habitat conservation area, an airport influence area, an environmental site, or a radon gas zone; providing that the waiver of such requirements is against public policy; providing certain exceptions; specifying the form to be used as the Property Identification Disclosure Statement; providing requirements for identifying information that accompanies the disclosure statement; prohibiting the use of the disclosure statement by certain entities other than the transferor, the transferor's agents, and the transferee; providing requirements for delivery of the required disclosure statement; providing a limitation with respect to liability for errors, inaccuracy, or omissions; requiring a third party that provides information with respect to the disclosure statement to maintain a specified amount of insurance protection; providing that certain subsequent inaccuracies with respect to the information disclosed are not a violation of the act; requiring that disclosures be made in good faith; providing that the act does not limit or abridge other disclosures required by law; authorizing the amendment of a disclosure; providing for delivery of disclosures; providing requirements for the licensee or broker acting as an agent in a transaction subject to the act; amending s. 475.43, F.S.; conforming terminology; amending s. 475.451, F.S.; revising prerequisites for renewal of an instructor permit; removing an exemption from instructor examination requirements; conforming terminology; repealing s. 475.4511(4), F.S., relating to the prohibition against a school advertising in conjunction with an affiliated broker; amending ss. 475.453 and

475.455, F.S.; conforming terminology; amending s. 475.482, F.S.; increasing the maximum amount that may be in the Real Estate Recovery Fund; conforming terminology; amending s. 475.483, F.S.; revising guidelines for payment of attorney's fees with respect to recovery from the fund; conforming terminology; amending ss. 475.484 and 475.5017, F.S.; increasing maximum amounts payable from the fund; conforming terminology; creating s. 475.505, F.S.; providing requirements for temporary practice; amending s. 475.612, F.S.; conforming terminology; amending s. 689.25, F.S.; prescribing facts and conditions the existence of which need not be disclosed in a real estate transaction; repealing s. 475.421, F.S., relating to publication of false or misleading information on real estate located in the state; repealing s. 475.422, F.S., relating to disclosure of termite and roof inspection reports; amending ss. 83.49, 440.02, 443.036, 501.604, 687.14, 721.20, and 760.29, F.S.; conforming terminology; providing an effective date.

By the Committees on Judiciary; Regulated Industries; and Senator Bennett—

CS for CS for SB 1286—A bill to be entitled An act relating to construction defects; providing legislative findings and declaration; providing definitions; providing for the dismissal of dwelling actions under certain circumstances; providing for notice and opportunity to repair; providing prerequisites to bring an action based on alleged construction defects; providing for inspections; providing evidentiary presumptions; providing for tolling a statute of limitations; providing for certain notifications to the purchaser at the time of sale; providing severability; providing an effective date.

By the Committee on Finance and Taxation; and Senator Carlton—

CS for SB 1298—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; creating the Protect Our Reefs license plate; amending s. 320.08058, F.S.; requiring that the license plate use fee from the Florida Arts license plate be transferred directly to the county arts council; providing for the distribution of the annual use fee from the Protect Our Reef license plate received from the sale of such plates; providing for audit by the Auditor General; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Clary—

CS for SB 1414—A bill to be entitled An act relating to the Florida Institute for Human and Machine Cognition; creating s. 1004.447, F.S.; establishing the Florida Institute for Human and Machine Cognition at the University of West Florida; requiring the State Board of Education to enter into an agreement with a not-for-profit corporation for the governance and operation of the institute; providing that the corporation shall act as an instrumentality of the state; authorizing the creation of subsidiaries by the corporation; providing powers of the corporation; providing for a board of directors; providing for an annual postaudit report; authorizing the board of directors to secure liability protection; providing for assumption of responsibilities of the corporation by the University of West Florida under certain circumstances; providing for administration of the institute by a chief executive officer and providing duties; requiring appointment of a council of scientific advisers and providing duties; providing that the corporation and its subsidiaries are not agencies for certain purposes; authorizing contracts without competitive bidding; providing that the institute is a corporation acting as an instrumentality of the state for purposes of sovereign immunity; providing an effective date.

By the Committees on Appropriations; Health, Aging, and Long-Term Care; and Senator Peaden—

CS for CS for SB 1428—A bill to be entitled An act relating to Medicaid audits of pharmacies; providing requirements for an audit conducted of the Medicaid-related records of a pharmacy licensed under ch. 465, F.S.; requiring that a pharmacist be provided prior notice of the audit; providing that a pharmacist is not subject to criminal penalties

without proof of intent to commit fraud; providing that an underpayment or overpayment may not be based on certain projections; requiring that all pharmacies be audited under the same standards; limiting the period that may be covered by an audit; requiring that the Agency for Health Care Administration establish a procedure for conducting a preliminary review; authorizing the agency to establish peer-review panels; requiring that the agency dismiss an unfavorable audit report if it or a review panel finds that the pharmacist did not commit intentional fraud; exempting certain audits conducted by the Medicaid Fraud Control Unit of the Department of Legal Affairs; providing an effective date.

By the Committee on Finance and Taxation; and Senator Smith—

CS for SB 1492—A bill to be entitled An act relating to the judicial system; amending s. 27.3455, F.S.; providing for each county to report revenues and expenditures to the Chief Financial Officer; providing for allocation of funds; amending s. 27.562, F.S.; providing for disposition of funds; amending s. 28.101, F.S.; increasing the service charge for filing for dissolution of marriage; transferring, renumbering, and amending s. 43.195, F.S.; authorizing a clerk to dispose of items of physical evidence in cases where no collateral attack is pending; amending s. 28.24, F.S.; increasing the service charges for services rendered by the clerk of the court in recording documents and instruments and in performing certain other duties; amending s. 28.241, F.S.; increasing the service charge for filing a civil action in circuit court; requiring that a portion of the charge be remitted to the General Revenue Fund and to the Court Education Trust Fund; requiring that a portion of the charge be remitted to the Clerk of the Court Operations Conference Operating Fund and the Clerk of the Court Operations Conference Contingency Fund; providing a filing fee for reopening a civil action or proceeding; providing for a reduction in the fee for a petition to modify a final judgment of dissolution; increasing other service charges; deleting provisions authorizing a county to assess amounts in excess of specified service charges; prohibiting additional service charges or fees; increasing the service charge for instituting an appellate proceeding; amending s. 28.2401, F.S.; increasing various service charges for probate matters; prohibiting county governing authorities from imposing additional charges; creating s. 28.2402, F.S.; imposing a fee on a county or municipality for filing municipal code or ordinance violation in civil court; creating s. 28.246, F.S.; requiring the clerk of the circuit court to report to the Legislature the total amount of service charges and fees assessed, waived, and collected; authorizing partial payment of court-related fees to the clerk; providing a distribution order for collected charges and fees; authorizing clerks of the court to refer unpaid collections to a private attorney; creating s. 28.35, F.S.; establishing the Clerk of the Court Operations Conference; providing membership; requiring the conference to recommend changes in the service charges and fees to the Legislature; requiring the conference to review revenues and budgets and determine payments to clerks of the court; providing for a clerk education program; providing for a statewide case information system; requiring the Florida Association of Court Clerks to establish a depository for funds to pay for the operation of the Clerk of Court Operations Conference and for payments if a clerk's expenditures exceed revenues; creating s. 28.36, F.S.; requiring the clerks of the circuit court to provide a balanced budget to the Clerk of Court Operations Conference; requiring a special budget for a specified period; authorizing clerks to maintain a reserve; creating s. 28.37, F.S.; providing for revenues collected by the clerk in excess of a certain amount to be remitted to the state to pay the costs of the state court system; amending s. 34.032, F.S.; requiring that certain functions of the deputy clerk of the court be funded by the county; amending s. 34.041, F.S.; increasing the initial filing fees for instituting various civil actions; providing for distribution of the proceeds of the filing fees; prohibiting counties from assessing additional service charges or fees; deleting provisions authorizing the judge to waive the service charge for a civil action; requiring counties and municipalities to pay a service charge for instituting an appellate proceeding; deleting a service charge assessed against plaintiffs; amending s. 34.191, F.S.; requiring that certain fines and forfeitures be remitted to the clerk of the court rather than the county; authorizing the clerk rather than the board of county commissioners to assign the collection of charges and fines to a private attorney or collection agency; amending s. 44.108, F.S.; deleting provisions authorizing a county to levy service charges for court mediation and arbitration; amending s. 55.505, F.S.; increasing the service charge for recording a foreign judgment; amending s. 55.10, F.S.; increasing the fee for serving a certificate of lien; creating s. 55.312, F.S.; imposing a service charge on certain money judgments and settlement agreements in excess of a specified amount, except for dissolution of marriage and

breaches of contract; requiring proceeds of the charge to be used to pay court costs; providing for the service charge to be paid by any party or allocated to more than one party; requiring the Department of Revenue to adopt rules to provide for remitting such charge to the department for deposit into the General Revenue Fund; prohibiting an attorney from disbursing certain proceeds until service charge is paid; providing a penalty for failure to pay the service charge; requiring the Department of Revenue to report to the Legislature each year on the amount received in the prior calendar year; amending s. 61.14, F.S.; increasing certain fees assessed for delinquency of child support and alimony; amending s. 142.01, F.S.; providing for the clerk of the court to establish a fine and forfeiture fund in each county to be used to pay the costs of court-related functions; deleting provisions authorizing counties to receive funds to pay the cost of criminal prosecutions and transfer excess funds to the county general fund; amending s. 142.02, F.S.; limiting the use of county funds from a levy of a special tax to pay for the cost of criminal prosecutions; amending s. 142.03, F.S.; requiring that fines and forfeitures be used to pay the costs of court-related functions; amending s. 142.15, F.S.; requiring that fees collected by the sheriff be remitted to the clerk in the county where the crime was alleged to have been committed; amending s. 142.16, F.S.; requiring that fines and forfeitures be remitted to the clerk in the county in which the case was adjudicated; amending s. 145.022; prohibiting a county from appropriating a salary to the clerk of the court based on the fees collected; amending s. 212.20, F.S.; revising the distribution of the proceeds from certain local-option taxes; amending s. 218.35, F.S.; deleting provisions requiring the clerk of the court to file a budget with the state court administrator and the board of county commissioners; amending s. 318.15, F.S.; increasing various fees for persons failing to comply with civil penalties, attend driver improvement school, or appear at a hearing; amending s. 318.18, F.S.; increasing various fees for penalties for noncriminal dispositions; creating additional charges and fees to be paid to the clerk of the court; increasing the fee to dismiss citations and the administrative fee for cases in which adjudication is withheld; amending s. 318.21, F.S.; increasing the portion of civil penalties which are paid to the clerk of the court; amending s. 322.245, F.S.; increasing the delinquency fee for persons charged with specified criminal offenses who fail to comply with the directives of the court; amending s. 327.73, F.S.; increasing the charge for court costs for failure to comply with the court's requirements or failure to pay specified civil penalties; amending s. 382.023, F.S.; increasing the fee for dissolution of marriage; increasing the portion to be retained by the circuit court and the portion remitted to the state; amending s. 713.24, F.S.; increasing the fee for certain services performed by the clerk of the court in transferring liens; amending s. 744.3135, F.S.; increasing the fee paid to the clerk of the court for processing guardian files; amending s. 744.365, F.S.; increasing the fee paid to the clerk of the court for an inventory filed by a guardian; deleting provisions requiring that the county pay the auditing fee when such fee is waived by the court; amending s. 744.3678, F.S.; increasing the fees paid by the guardian to the clerk of the court for filing an annual financial return; creating s. 921.26, F.S.; requiring that certain court costs be collected before any other court cost; creating s. 938.02, F.S.; imposing a court cost against persons who plead guilty or nolo contendere, or who are convicted of any felony, misdemeanor, or criminal traffic offense; prohibiting the court from waiving the court cost; authorizing the collection of unpaid court costs from any moneys or accounts of incarcerated persons; providing for the clerk to retain a portion of the court cost charge in misdemeanor cases or criminal traffic cases; requiring all other court costs to be remitted to the Department of Revenue for deposit in the General Revenue Fund; amending s. 938.05, F.S.; providing for disposition of traffic fines; amending s. 938.35, F.S.; authorizing the clerk of the court, rather than the county, to collect fines, court costs, and other charges through a private attorney or collection agent; amending ss. 26.012, 27.06, 34.01, 48.20, 316.635, 373.603, 381.0012, 450.121, 560.306, 633.14, 648.44, 817.482, 828.122, 832.05, 876.42, 893.12, 901.01, 901.02, 901.07, 901.08, 901.09, 901.11, 901.12, 901.25, 902.15, 902.17, 902.20, 902.21, 903.03, 903.32, 903.34, 914.22, 923.01, 933.01, 933.06, 933.07, 933.10, 933.101, 933.13, 933.14, 939.02, 939.14, 941.13, 941.14, 941.15, 941.17, 941.18, 947.141, 948.06, 985.05, F.S., relating to various court procedures; redesignating "magistrates" as "trial court judges"; amending ss. 56.071, 56.29, 61.1826, 64.061, 65.061, 69.051, 70.51, 92.142, 112.41, 112.43, 112.47, 162.03, 162.06, 162.09, 173.09, 173.10, 173.11, 173.12, 194.013, 194.034, 194.035, 206.16, 207.016, 320.411, 393.11, 394.467, 397.311, 397.681, 447.207, 447.403, 447.405, 447.407, 447.409, 475.011, 489.127, 489.531, 496.420, 501.207, 501.618, 559.936, 582.23, 631.182, 631.331, 633.052, 744.369, 760.11, 837.011, 838.014, 839.17, 916.107, 938.30, 945.43, F.S., relating to various administrative and judicial proceedings; redesignating "masters" and "general or special masters" as "general or

special magistrates"; repealing ss. 142.04, 142.05, 142.06, 142.07, 142.08, 142.09, 142.10, 142.11, 142.12, 142.13, and 939.18, F.S., relating to compensation to witnesses and others from the fine and forfeiture fund and the imposition of additional court costs used by the county in paying for court facilities; providing effective dates.

By the Committees on Governmental Oversight and Productivity; Commerce, Economic Opportunities, and Consumer Services; and Senator Campbell—

CS for CS for SB 1502—A bill to be entitled An act relating to discriminatory practices in public food service establishments; creating s. 760.61, F.S.; defining terms; prohibiting discrimination in specified public food service establishments against persons who operate motorcycles or wear certain clothing; providing for the filing of complaints with the Commission on Human Relations or Attorney General's office; providing for filing civil actions under certain circumstances; providing an effective date.

By the Committee on Education; and Senator Constantine—

CS for SB 1520—A bill to be entitled An act relating to state universities; amending s. 17.076, F.S.; providing an exception to a public-records exemption; requiring a state university to maintain confidentiality of certain records; amending s. 110.161, F.S.; defining employee for purposes of the pretax benefits program to include state university employees; amending s. 112.215, F.S.; defining employee for purposes of the deferred compensation program to include employees of the state university board of trustees; amending s. 287.064, F.S.; authorizing the participation of state universities in consolidated financing of deferred-payment purchases; amending s. 440.38, F.S.; providing that a state university is a self-insurer for purposes of workers' compensation coverage; amending s. 1001.71, F.S.; revising membership and terms of office of the university boards of trustees; amending s. 1001.74, F.S.; providing that Department of Management Services retains authority over state university employees for purposes of the pretax benefits program; amending s. 1004.24, F.S.; providing for a financial audit pursuant to s. 11.45, F.S., for the self-insurance program; amending s. 1009.21, F.S.; revising criteria to establish residency for tuition purposes; revising criteria for reclassification of residency for tuition purposes; establishing the Board of Governors; providing membership and terms of office; providing for members to be reimbursed for travel and per diem expenses; creating s. 1010.10, F.S.; creating the Florida Uniform Management of Institutional Funds Act; providing definitions; providing for expenditure of endowment funds by a governing board; providing for a standard of conduct; providing investment authority; providing for delegation of investment management; providing for investment costs; providing for uniformity of application and construction; requiring the University of South Florida and the University of Central Florida to play college football; repealing s. 1001.71(1), (3), and (4), relating to a state university board of trustees; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Wise—

CS for SB 1528—A bill to be entitled An act relating to government employment; amending s. 110.107, F.S.; providing definitions; amending s. 110.116, F.S.; authorizing the Department of Management Services to contract with a vendor to provide the personnel information system; amending s. 110.1245, F.S.; revising provisions regarding employee recognition; deleting a 5-year employment requirement for certain recognition; amending s. 110.152, F.S.; revising payment schedules for adoption benefits for state employees; amending s. 110.191, F.S.; correcting a cross-reference; amending s. 110.2035, F.S.; deleting a requirement that the Department of Management Services consult with the Executive Office of the Governor and the Legislature with regard to a compensation and classification program; providing requirements for the program; providing duties and responsibilities to the department with respect to employment actions by other agencies; providing rule adoption authority; providing that employing agencies shall have the responsibility for the day-to-day application of such rules; providing additional authority and responsibilities for employing agencies; requiring the De-

partment of Management Services to establish and maintain an equitable pay plan for use by state agencies; providing authority and responsibilities of the department and employing agencies with respect to such plan; amending s. 110.205, F.S.; conforming provisions; amending s. 110.213, F.S.; providing that agencies shall ensure that candidates for employment are properly licensed, certified, or registered, when required by law; amending s. 110.227, F.S.; providing for a 1-year probationary period for Career Service employees; revising procedures with respect to the employee grievance process; correcting a cross-reference; amending ss. 110.406, 110.603, and 110.606, F.S.; conforming provisions; amending s. 215.92, F.S.; redefining the term "functional owner"; amending s. 215.93, F.S.; authorizing the Department of Management Services to contract with private entities to design, develop, and implement the department's information systems and subsystems; amending s. 215.94, F.S.; providing that the Department of Management Services is the functional owner of the personnel information system; amending s. 216.011, F.S.; correcting a cross-reference; providing for review of state agency service contracts; amending s. 121.24, F.S.; revising the requirement for a quorum in the State Retirement Commission; repealing s. 110.203, F.S., relating to definitions; providing an effective date.

By the Committee on Children and Families; and Senator Lynn—

CS for SB 1556—A bill to be entitled An act relating to independent living transition services; amending s. 409.1451, F.S.; abolishing the Independent Living Services Transition Workgroup; deleting the report required by the Independent Living Services Transition Workgroup; establishing the Independent Living Services Workgroup; providing for the activities of the Independent Living Services Workgroup; providing for the Independent Living Services Workgroup to report to committees of the Senate and the House of Representatives; providing that property acquired on behalf of a client receiving independent living transition services is the property of the client; providing that the rules are to balance normalcy and safety for the youth; providing an effective date.

By the Committee on Finance and Taxation; and Senator Jones—

CS for SB 1566—A bill to be entitled An act relating to tourist development taxes; amending s. 125.0104, F.S.; limiting the use of certain funds raised by this tax; providing an effective date.

By the Committees on Criminal Justice; Banking and Insurance; and Senators Aronberg, Fasano, Lawson and Bullard—

CS for CS for SB 1580—A bill to be entitled An act relating to consumer protection; creating ss. 501.165, 501.166, F.S.; prohibiting the use of deception to obtain certain personal information for commercial solicitation purposes; prohibiting the sale or disclosure of personal customer information by persons in bankruptcy; amending s. 501.2075, F.S.; providing an exception to a civil penalty; creating s. 501.2076, F.S.; prohibiting falsely representing oneself as being affiliated with a law enforcement or firefighting agency or public utility; providing a penalty; providing that a violation of s. 817.568, F.S., is an unfair or deceptive act or practice or unfair method of competition in violation of part II of ch. 501, F.S.; providing penalties; amending ss. 501.23 and 501.24, F.S.; changing obsolete dates; providing an effective date.

By the Committees on Judiciary; Governmental Oversight and Productivity; and Senator Aronberg—

CS for CS for SB 1584—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; revising definition of invalid exercise of delegated legislative authority; amending s. 120.54, F.S.; revising provisions with respect to uniform rules; providing requirements with respect to the application of alleged facts to specific rules or statutes; amending s. 120.56, F.S.; revising rule challenges; providing hearings of such challenges to be held de novo; providing for the standard of proof to be used; revising procedures for agency response in unadopted rule proceedings; amending s. 120.569, F.S.; revising provisions with respect to decisions that affect substantial interest; providing for initial scheduling orders by the administrative law judge; provid-

ing for a discovery period; amending s. 120.57, F.S.; revising provisions with respect to additional procedures applicable to hearings involving disputed issues of material fact; revising procedures in unadopted rule proceedings; providing that an order relinquishing jurisdiction shall be rendered under certain circumstances; providing when an agency must rule on exceptions; amending s. 120.595, F.S.; redefining the term "improper purpose" and conforming a cross-reference; declaring that other provisions relating to attorney's fees and costs are unaffected by s. 120.595, F.S.; amending s. 120.60, F.S.; revising provisions with respect to licensing; providing for license issuance by default in specified circumstances; amending s. 120.68, F.S.; revising provisions with respect to judicial review; providing additional grounds for certain petitions challenging an agency rule as an invalid exercise of delegated legislative authority; amending s. 57.105, F.S.; providing administrative law judge authority to award attorney's fees and damages; amending s. 57.111, F.S.; revising attorney's fees on civil actions and administrative proceedings initiated by state agencies; providing an effective date.

By the Committee on Criminal Justice; and Senator Posey—

CS for SB 1666—A bill to be entitled An act relating to exemption from public records requirements; amending s. 119.07, F.S.; providing an exemption from public records requirements for cellular telephone numbers, electronic pager numbers, specified identification numbers and access codes for certain electronic communications devices, and the billing records of such numbers, identification numbers, and access codes of active or former law enforcement officers; requiring the Auditor General to report misuse of a cellular telephone or electronic pager by an active or former law enforcement officer; providing for exempt status of information obtained by the Auditor General and exceptions with respect thereto; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Senators Posey, Fasano and Atwater—

CS for CS for SB 1694—A bill to be entitled An act relating to insurance fraud; providing a short title; amending s. 624.155, F.S.; providing a civil remedy for consumers against unauthorized insurers for unpaid claims; amending s. 624.310, F.S.; prohibiting certain persons under disciplinary sanctions from participating in the insurance business; providing penalties; amending s. 624.401, F.S.; providing criminal penalties for an entity transacting insurance without a certificate of authority; amending s. 629.989, F.S.; revising provisions governing the powers of arrest of the investigators of the Division of Insurance Fraud; creating s. 817.413, F.S.; prohibiting certain sales of used motor vehicle goods as new; providing penalties; amending s. 860.15, F.S.; increasing the penalty for certain overcharges for motor vehicle repairs or parts; amending s. 921.0022, F.S.; revising the offense severity ranking chart of the Criminal Punishment Code to reflect changes in penalties; providing for severability; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Bennett—

CS for SB 1724—A bill to be entitled An act relating to prompt payment for construction services; amending s. 218.70, F.S.; providing a short title; amending s. 218.72, F.S.; redefining terms used in part VII of ch. 218, F.S.; amending s. 218.735, F.S.; revising provisions relating to timely payment for purchases of construction services; revising deadlines for payment; providing procedures for project closeout and payment of retainage; providing requirements for local government construction retainage; providing that ss. 218.72-218.76, F.S., apply to the payment of any payment request for retainage; creating s. 255.0705, F.S.; providing a short title; amending s. 255.071, F.S.; revising deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; creating ss. 255.072, 255.073, 255.074, 255.075, 255.076, 255.077, 255.078, F.S.; providing definitions; providing for timely payment for purchases of construction services by a public entity; providing procedures for calculating payment due dates; providing procedures for handling improper payment requests; providing for the resolution of disputes; providing for

project closeout and payment of retainage; providing for public-construction retainage; providing that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; amending s. 255.05, F.S.; providing requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; providing limitations on a claimant's institution of certain actions against a contractor or surety; providing for certain notices to the claimant; providing for the tolling of a statute of limitations for bringing suit against a contractor or surety; providing an effective date.

By the Committees on Criminal Justice; Children and Families; and Senator Lynn—

CS for CS for SB 1740—A bill to be entitled An act relating to dependent children; amending s. 39.202, F.S.; clarifying a right of access to records for certain attorneys and providing a right to access for certain school employees and certain employees and volunteers of a certified domestic violence center; authorizing the Department of Children and Family Services and specified law enforcement agencies to release certain information when a child is under investigation or supervision; providing an exception; providing that persons releasing such information are not subject to civil or criminal penalty for the release; creating s. 39.0136, F.S.; providing standards for background screening of persons seeking approval as relative and nonrelative caregivers of children; enumerating offenses the existence of which will cause disapproval; specifying the date that application of standards for background screening becomes effective; amending ss. 39.301, 39.401, 39.521, F.S.; clarifying the screening that must occur for purposes of a child protective investigation, for the placement of a child, and for providing information to the court; amending s. 39.812, F.S.; requiring certain screening of prospective adoptive parents; amending s. 63.037, F.S.; exempting adoption proceedings initiated under ch. 39, F.S., from certain provisions of s. 63.092, F.S., relating to records checks; amending s. 63.092, F.S.; conforming a cross-reference; amending s. 119.07, F.S.; providing for the venue of actions sought to release exempted public records under ch. 39, F.S.; creating s. 409.017, F.S.; providing standards for background screening of persons in a household seeking licensure as a foster home; enumerating offenses the existence of which will cause disapproval; providing for rescreening; imposing a duty upon the licensee; specifying the date that application of the standards for background screening becomes effective; amending s. 409.175, F.S.; redefining the term "personnel" and deleting the definition of the term "screening"; creating s. 409.177, F.S.; providing standards for background screening for child-placing and residential child-caring agencies; providing for denial of a license and exclusion from employment; creating s. 409.1759, F.S.; providing for background screening for summer camp personnel; providing an exception; repealing s. 435.045, F.S., relating to requirements for placement of dependent children; amending s. 937.021, F.S.; providing for the filing of police reports for missing children in the county or municipality where the child was last seen; providing an effective date.

By the Committee on Banking and Insurance; and Senator Alexander—

CS for SB 1766—A bill to be entitled An act relating to the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; amending s. 631.913, F.S.; limiting the corporation's obligation for a covered claim for return of unearned premium; amending s. 631.914, F.S.; revising requirements for reporting premium for assessment calculations; amending s. 631.924, F.S.; including insolvent insurers under provisions for a stay of proceedings; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Education; and Senator Clary—

CS for CS for SB 1770—A bill to be entitled An act relating to an exemption from public records and public meetings requirements for certain information held by the Florida Institute of Human and Machine Cognition; creating an exemption from public records requirements for specified materials, actual and potential trade secrets, information identifying donors to the institute; providing for specified access to certain information by governmental entities; creating an exemption from pub-

lic meetings requirements for meetings of the governing board of the not-for-profit corporation at which exempt records are discussed; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Appropriations; Finance and Taxation; and Senator Lynn—

CS for CS for SB 1776—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms "lease," "let," "rental," "sales price," and "tangible personal property" and defining the terms "agent," "seller," "certified service provider," "direct mail," "prewritten computer software," and "delivery charges" for purposes of sales and use taxes; providing applicability; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determination of the location of the sale or recharge of prepaid calling arrangements; amending s. 212.054, F.S.; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in a local option sales tax rate; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing general rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; amending s. 212.095, F.S.; revising provisions relating to refunds; creating s. 212.094, F.S.; providing that a purchaser seeking a refund or credit under chapter 212, F.S., must submit a written request for the refund or credit; providing a time period within which the dealer shall respond to the written request; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remitting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing for the adoption of emergency rules; providing an effective date.

By the Committee on Judiciary; and Senator Saunders—

CS for SB 1782—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term "professional guardian"; amending s. 744.1083, F.S.; revising procedures for registration of professional and public guardians; providing for the Department of Elderly Affairs to contract with a not-for-profit entity; providing for prerequisites; providing for a form; providing fees; requiring information to be provided to the courts; amending s. 744.1085, F.S.; revising provisions relating to the regulation of professional and public guardians; providing for credit checks and background screenings; providing for an examination; providing for waiver of examination; prohibiting the appointment, after a specified date, of professional and public guardians who have not met these requirements; amending s. 744.3135, F.S., relating to credit and criminal investigations; deleting applicability to certain employees;

allowing a court to require nonprofessional guardians to undergo credit checks and background screening; amending s. 744.444, F.S.; allowing plenary or limited guardians to employ case managers; allowing plenary or limited guardians to provide certain confidential information to ombudsman council members; requiring that confidentiality be maintained; amending s. 744.534, F.S.; providing for the Secretary of Elderly Affairs to determine the use of certain unclaimed funds held by a guardian; amending s. 744.7021, F.S.; revising the organization of the Statewide Public Guardianship Office within the Department of Elderly Affairs; providing that the Secretary of Elderly Affairs shall appoint or contract with the head of the office to be executive director; providing for rulemaking by the department; amending s. 744.704, F.S.; revising the powers and duties of public guardians; prescribing who may be served by public guardians; deleting provisions relating to appointment of a successor guardian; amending s. 744.705, F.S.; repealing a provision for paying the costs of a public guardian from the budget of the office of public guardian; creating the Guardianship Task Force within the department; providing purpose; providing for staff, a chairperson, and membership of the task force; providing for organizations that appoint members to pay their expenses; providing duties of the task force; requiring a preliminary and a final report to the Governor and the Legislature; allowing the appointment of auxiliary members; providing a term of service; providing an effective date.

By the Committees on Commerce, Economic Opportunities, and Consumer Services; Military and Veterans' Affairs, Base Protection, and Spaceports; and Senator Hill—

CS for CS for SB 1794—A bill to be entitled An act relating to military service family relief; providing a short title; creating s. 220.1881, F.S.; providing definitions; authorizing corporations to claim a credit against certain taxes for salaries paid to military reservists on active duty; providing a limitation; providing requirements; creating s. 212.0961, F.S.; providing definitions; authorizing sales credits; providing a limitation; providing requirements; amending s. 220.02, F.S.; specifying order of application of tax credits; amending s. 220.13, F.S.; redefining the term "adjusted federal income" to conform; providing an appropriation; providing for emergency rulemaking; providing for retroactive operation; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Aronberg—

CS for SB 1810—A bill to be entitled An act relating to student financial assistance; creating s. 1009.892, F.S.; creating the Innovation Florida Scholarships for Developing High-Tech Jobs Program; authorizing need-based scholarships for students enrolled in certified degree programs in targeted employment areas at Florida postsecondary educational institutions; providing for administration and funding of the program; providing student eligibility requirements for initial and renewal awards; providing for the adoption of rules; providing an appropriation; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Diaz de la Portilla—

CS for SB 1850—A bill to be entitled An act relating to commercial development and capital improvements; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to a motorsports entertainment complex; providing a limit on such distributions; creating s. 288.1170, F.S.; providing definitions; providing for certification of such facility by the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor; providing requirements for certification; requiring specified notice; providing for annual recertification; providing for use of the funds distributed to a motorsports entertainment complex; providing for audits by the Department of Revenue; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senators Diaz de la Portilla and Argenziano—

CS for CS for SB 1856—A bill to be entitled An act relating to law enforcement officers and correctional officers; amending s. 112.532, F.S.; revising provisions relating to disciplinary actions against officers; providing grounds for civil actions by officers; providing for officers to obtain investigative reports; revising guidelines for questioning officers who are being investigated; providing for the production of an investigative report and supporting documents in a disciplinary case against a law enforcement or correctional officer to that officer prior to the imposition of certain disciplinary actions; providing for such records to remain confidential pursuant to the current public-records exemption; providing that such provision is not to be construed to provide a law enforcement or correctional officer with a property interest in a position of employment; amending s. 112.533, F.S.; providing for legal counsel or a representative of the officer's choice to review a complaint filed against the officer and all statements made by the complainant and witnesses; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Atwater—

CS for SB 1894—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; combining the office of the Auditor General and the Office of Program Policy Analysis and Government Accountability into the Office of Government Accountability; amending s. 11.42, F.S.; deleting provisions relating to qualifications of employees of the Auditor General; deleting provisions relating to the headquarters; deleting provisions prohibiting certain political activity; creating s. 11.421, F.S.; creating the Office of Government Accountability; designating the Auditor General as the head of the office; requiring appointment of a qualified person as deputy auditor general to head the Division of Policy Analysis and Agency Review, subject to confirmation by the Legislative Auditing Committee; prescribing responsibilities of the division; specifying qualifications of employees of the office; providing for headquarters and other offices and for payrolls; prohibiting certain activities by employees of the office; amending s. 11.45, F.S.; prescribing duties of the office with respect to conducting audits and similar duties, including provisions directing audits and review of specified entities and programs; providing for corrective action plans by audited entities; revising provisions relating to petitioning for audit of a municipality; amending s. 11.47, F.S.; providing penalties for entities not cooperating with the office; repealing ss. 11.51, 11.511, F.S., relating to the Office of Program Policy Analysis and Government Accountability and to its director; amending ss. 11.513, 14.203, 17.041, 20.055, 20.23, 24.105, 24.108, 24.120, 24.123, 25.075, 39.202, 68.085, 68.087, 70.20, 110.116, 112.061, 119.07, 121.051, 121.055, 125.01, 136.08, 154.11, 163.2526, 163.3246, 189.4035, 189.412, 189.428, 192.0105, 193.074, 193.1142, 195.027, 195.084, 196.101, 213.053, 215.44, 215.93, 215.94, 215.97, 215.981, 216.102, 216.141, 216.163, 216.177, 216.178, 216.181, 216.192, 216.231, 216.262, 216.292, 216.301, 218.31, 218.32, 218.39, 220.187, 243.73, 253.025, 259.037, 259.041, 267.1732, 273.02, 273.03, 273.05, 273.055, 274.02, 282.318, 282.322, 287.045, 287.058, 287.0943, 287.115, 287.17, 288.1224, 288.1226, 288.1227, 288.7011, 288.7091, 288.7092, 288.90151, 288.905, 288.906, 288.9517, 288.9604, 290.00689, 296.17, 296.41, 298.17, 310.131, 320.023, 320.08058, 320.08062, 322.081, 331.419, 334.0445, 336.022, 339.406, 365.173, 373.45926, 373.4595, 373.536, 403.1835, 403.8532, 409.2563, 411.01, 411.011, 411.221, 421.091, 427.705, 443.1316, 445.003, 445.004, 446.609, 455.32, 471.038, 527.22, 550.125, 601.15, 616.263, 744.708, 943.25, 944.105, 944.512, 944.719, 946.516, 948.15, 957.07, 957.11, 985.31, 985.311, 985.412, 985.416, 1001.24, 1001.453, 1002.22, 1002.36, 1002.37, 1004.28, 1004.29, 1004.43, 1004.445, 1004.58, 1004.70, 1004.78, 1005.37, 1006.07, 1006.19, 1008.35, 1008.46, 1009.265, 1009.53, 1009.976, 1009.983, 1010.305, 1011.10, 1011.51, 1013.35, 1013.512, F.S., and s. 34, chapter 2002-22, Laws of Florida, and repealing s. 112.658, F.S., relating to the Office of Program Policy Analysis and Government Accountability, to conform; amending ss. 216.023, 288.1224, 322.135, 324.202, 411.01, 445.009, F.S., to repeal obsolete provisions; providing an effective date.

By the Committee on Regulated Industries; and Senator Bennett—

CS for SB 1902—A bill to be entitled An act relating to home inspection services; creating s. 501.935, F.S.; providing requirements relating

to home inspection services; providing legislative intent; providing definitions; providing certain inspector qualifications and practice standards; limiting the authority of the Department of Agriculture and Consumer Services to license home inspectors or to impose fees on or file administrative complaints against home inspectors; providing exemptions; requiring, before inspection, provision of inspector credentials, a caveat, a disclosure of conflicts of interest and certain relationships, and a statement or agreement of scope, limitations, terms, and conditions; requiring a report to the client on the results of the inspection and requiring provision of relevant portions thereof to homeowners under certain circumstances; prohibiting certain acts for which there are civil penalties; providing that failure to comply is a deceptive and unfair trade practice; providing for injunction against use of the title "board-certified home inspector" under certain circumstances and requiring notice thereof to potential clients; providing for the filing of complaints; requiring maintenance of records regarding complaints and compilation of statistics regarding such complaints; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Health, Aging, and Long-Term Care; and Senator Atwater—

CS for CS for SB 1934—A bill to be entitled An act relating to the State Risk Management Trust Fund; amending s. 284.01, F.S.; providing construction; requiring the fund to insure the property of certain hospital districts under certain circumstances; providing for application; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

CS for SB 1974—A bill to be entitled An act relating to guardian ad litem services; providing legislative findings and intent; creating the Statewide Guardian Ad Litem Office within the Justice Administrative Commission; providing for the appointment of an executive director; providing for the duties of the executive director; providing responsibilities of the office; providing for the continuation of the attorney ad litem program; requiring the office to submit to the Governor, legislative leaders, and the Chief Justice of the Florida Supreme Court an annual report and a plan for meeting the guardian ad litem needs of the state; transferring a pilot program for attorneys ad litem for dependent children to the office; transferring funds and positions to the office; providing an effective date.

By the Committee on Regulated Industries; and Senators Pruitt and Jones—

CS for SB 2016—A bill to be entitled An act relating to funeral directing, embalming, direct disposition, and cemetery services; amending s. 20.121, F.S.; establishing the Division of Funeral, Cemetery, and Consumer Services and the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; amending s. 20.165, F.S.; abolishing the Board of Funeral Directors and Embalmers within the Department of Business and Professional Regulation; amending ss. 497.005 and 470.002, F.S.; providing definitions; amending s. 497.101, F.S.; creating the Board of Funeral, Cemetery, and Consumer Services; providing for the appointment of board members; providing terms of office; providing immunity from liability for members acting in an official capacity; specifying the headquarters for the board; providing for compensation and reimbursement for per diem expenses; creating s. 497.102, F.S.; providing for the authority of the board; creating s. 497.1021, F.S.; providing duties of the Division of Funeral, Cemetery, and Consumer Services; providing powers of enforcement; creating s. 497.1022, F.S.; establishing the office of the director of the division; providing duties to the Chief Financial Officer under chapters 470 and 497, F.S.; providing for type two transfer of the Board of Funeral Directors and Embalmers to the Department of Financial Services; providing for validity of judicial and administrative actions; providing for validity of licenses; providing for continuity of rules; abolishing the Board of Funeral and Cemetery Services and the Board of Funeral Directors and Embalmers; providing for deposit of fees; providing for conforming of statutes; amending s. 470.002, F.S.; revising and providing definitions; amending s. 470.0085, F.S.; extending the embalmer apprentice period; amending s. 470.018, F.S.; increasing continuing education requirement; amending s. 470.021, F.S.; providing additional requirements to

be a direct disposal establishment; providing inspection requirements and criteria; amending s. 470.024, F.S.; revising requirements to be a funeral establishment; amending s. 470.025, F.S.; revising cremation requirements for cinerator facilities relating to simultaneous cremations, body parts, cremation containers, and the cremation chamber; providing exemption from liability for unintentional or incidental commingling of remains under certain conditions; amending s. 470.0255, F.S.; providing for cremation of parts of human bodies incidental to final disposition; amending s. 470.028, F.S.; providing for control and supervision of preneed agents; amending s. 470.029, F.S.; extending the filing time for reports of bodies embalmed or handled; amending s. 470.0294, F.S.; expanding authority of legally authorized persons with respect to fetal remains; amending s. 470.031, F.S.; prohibiting any guarantee on the future price of any goods or services; providing penalties; amending s. 470.0355, F.S.; revising requirements for identification of human remains prior to final disposition; providing requirements for identification of human remains in licensed and unlicensed cemeteries and by direct disposal establishments; reenacting s. 470.036, F.S., relating to disciplinary proceedings, to incorporate the amendment to s. 470.031, F.S., in a reference thereto; amending s. 497.005, F.S.; revising and providing definitions; amending s. 497.305, F.S.; requiring that a cemetery company comply with its adopted bylaws; creating s. 497.306, F.S.; providing dimension and spacing standards for grave spaces; requiring a map of reference markers and a land survey for areas proposed to be developed by a licensed cemetery company, exempting adult grave spaces previously established; creating s. 497.307, F.S.; providing requirements for identification of human remains in licensed cemeteries; amending s. 497.325, F.S.; providing for procedures established by other entities operating a cemetery; amending s. 497.333, F.S.; providing for disclosure of certain information to customers; amending s. 497.361, F.S.; providing for certification of monument establishments; providing for approval of contracts; creating s. 497.365, F.S.; providing for regulation of monument establishments by the Department of Financial Services; providing for inspections; providing for rules; providing that the department may not unreasonably restrict commerce; creating s. 497.371, F.S.; providing for specifications for business locations; creating s. 497.379, F.S.; providing for licensure of monument establishments to sell preneed contracts; creating s. 497.385, F.S.; providing for registration of monument sales representatives; creating s. 497.391, F.S.; providing for approval of preneed contracts by the board; creating s. 497.395, F.S.; providing financial requirements for monument establishments; providing requirements for minimum net worth; providing for submission of financial statements; providing for minimum sales volume with respect to preneed contracts; providing for guarantee agreements; providing for additional oversight in lieu of financial requirements; amending s. 497.405, F.S.; prohibiting any person from advertising for sale or making any arrangement for a preneed contract without having a valid certificate of authority; expanding the exemption from the required certificate of authority for certain religious-institution-owned cemeteries to include the sale and opening or closing of cremation interment containers to members and family members of the religious institution; amending s. 497.419, F.S.; requiring preneed contracts to include in the refund notice the exclusion for amounts allocable to burial rights, merchandise, and services used by the purchaser; providing condition for breach of contract by certificateholder and for rights of purchaser; amending s. 497.436, F.S.; authorizing the Board of Funeral and Cemetery Services to review the trust funds, trust agreements, and outstanding preneed contracts of, and perform other procedures at its discretion with respect to, a certificateholder filing notice to become inactive; providing an effective date.

By the Committees on Health, Aging, and Long-Term Care; Judiciary; and Senator Aronberg—

CS for CS for SB 2050—A bill to be entitled An act relating to child custody evaluations; providing a presumption of good faith for the actions of a court-appointed psychologist who conducts a child custody evaluation; prohibiting anonymous complaints; providing prerequisites to a parent's bringing a legal action against the psychologist; providing for the award of reasonable attorney's fees and reasonable court costs; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Wasserman Schultz—

CS for SB 2084—A bill to be entitled An act relating to drug prescriptions; creating s. 456.42, F.S.; requiring written drug prescriptions to be legibly printed or typed, to contain certain information, and to be dated and signed by the prescribing practitioner on the day issued; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senators Wasserman Schultz, Siplin, Wilson, Margolis, Argenziano, Dawson, Hill and Diaz de la Portilla—

CS for SB 2096—A bill to be entitled An act relating to nursing homes; requiring an increase in wages and benefits of specified nursing home staff; providing for the use of wage or benefit funds; requiring the Agency for Health Care Administration to monitor compliance with the act; providing an exception; providing an effective date.

By the Committee on Education; and Senator Wasserman Schultz—

CS for SB 2100—A bill to be entitled An act relating to student financial assistance; amending s. 1009.57, F.S.; requiring the Florida Teacher Scholarship and Forgivable Loan Program to provide scholarship assistance to education paraprofessionals and substitute teachers seeking qualification to teach in critical teacher shortage areas; establishing a scholarship loan program to provide scholarship loans to students who teach in poor or underperforming areas in the state; providing eligibility requirements; providing for loan forgiveness; amending s. 1009.58, F.S.; expanding the critical teacher shortage tuition reimbursement program; authorizing tuition reimbursement for courses needed for recertification; authorizing certain tuition-free courses on a space-available basis; amending s. 1009.59, F.S.; specifying that the Critical Teacher Shortage Student Loan Forgiveness Program applies to personnel seeking employment in certain high priority location areas; increasing the amount of loan principal repayments; amending s. 1003.52, F.S.; conforming provisions; providing an appropriation; providing an effective date.

By the Committee on Education; and Senator Peaden—

CS for SB 2122—A bill to be entitled An act relating to the designation of university buildings and roads; designating the renovated transplant housing unit at the University of Florida's Shands Hospital as the "Gerold L. Schiebler/Shands Transplant Housing Complex"; designating the new Structures and Materials Research Laboratory for the College of Engineering at the University of Florida as "The Powell Family Structures and Materials Lab"; designating the Track/Soccer Stadium at the University of Florida as the "James G. Pressly Stadium"; designating the Academic Advising Center at the University of Florida as "Farrior Hall"; designating the proposed band rehearsal facility at the University of Florida as "Steinbrenner Band Hall"; redesignating North-South Drive on the University of Florida campus as "Gale Lemerand Drive"; designating the Track and Field Center at Florida State University as the "Michael Allen McIntosh Track and Field Center"; designating the Student Life Building, 113 South Wildwood Drive, at Florida State University as the "Reubin O'D. Askew Student Life Center"; designating the proposed entrance pavilion at the John and Mabel Ringling Museum of Art at the Florida State University Ringling Center for Cultural Arts in Sarasota as the "John M. McKay Visitors' Pavilion"; designating the Education and Administration Building at Florida State University as the "John E. Thrasher Building"; designating the new residence hall complex at Florida State University as "Sherrill Williams Ragans Hall"; designating the School of Business and Industry building at Florida Agricultural and Mechanical University as the "Sybil C. Mobley Business Building"; designating the new allied health building at Florida Agricultural and Mechanical University as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health Building"; designating the architecture building at Florida Agricultural and Mechanical University as the "Walter L. Smith Architecture Building"; designating the Archives Building at Florida Agricultural and Mechanical University as the "Meek/Eaton Southeastern Regional Black Archives Research Center and Museum"; designating the charter elementary school located on the

Tampa campus of the University of South Florida as the "Dr. Kiran C. Patel Charter School"; designating the building that houses the University of Central Florida Downtown Center as the "James and Annie Ying Academic Center"; designating the student/community educational facility for health at Florida Gulf Coast University as the "Kleist Health Education Center"; designating the academic facility at Florida Gulf Coast University which will house the Resort and Hospitality Management Program as the "Herbert J. and Margaret S. Sugden Hall"; designating the new nursing building on the Boca Raton campus of Florida Atlantic University as the "Christine E. Lynn Nursing Building"; designating the new library addition on the Boca Raton campus of Florida Atlantic University as the "Herbert and Elaine Gimelstob Building"; designating the new lifelong learning complex on the Jupiter campus of Florida Atlantic University as the "Elinor Bernon Rosenthal Lifelong Learning Complex"; designating the new lifelong learning auditorium on the Jupiter campus of Florida Atlantic University as the "Tamar and Milton Maltz Center for Learning and the Performing Arts"; authorizing the respective universities to erect suitable markers; providing an effective date.

By the Committee on Education; and Senator Wise—

CS for SB 2126—A bill to be entitled An act relating to blind services; providing a short title; creating the Florida Commission for the Blind in the Department of Education; providing membership, powers and duties, and meetings of the commission; providing for administrative support by the department; providing that the commission is the agency head of the Division of Blind Services; providing that the division is the designated state unit under the federal Rehabilitation Act of 1973; providing that the division is a separate budget entity; providing for an executive director of the commission, who is also chief administrative officer of the division; providing for the executive director to employ personnel; requiring the division to develop and implement a state plan for vocational rehabilitation services; requiring the commission to develop and implement a state plan for independent living services; providing for the division to purchase and distribute specialized equipment without using state centralized purchasing procedures; exempting such equipment from certain record and inventory requirements; creating a children's program; requiring an annual report by the commission; providing for dispute resolution; amending s. 20.15, F.S.; providing that members of the Florida Commission for the Blind are not appointed by the Commissioner of Education; amending s. 413.011, F.S.; providing legislative purpose and policy; providing duties of the commission and the division; eliminating division authority to recommend personnel; prescribing principles for commission activities; providing definitions; requiring background investigations of commission personnel; repealing the Advisory Council for the Blind; creating s. 413.093, F.S.; providing budgetary procedures for the commission; providing duties of the executive director of the Florida Commission for the Blind; creating s. 413.094, F.S.; providing for management flexibility in the division's allocation of funds and the amendment of authorized positions; requiring the commission to maintain records; creating s. 413.095, F.S.; providing for the division to retain title to certain real and personal property intended for use by people who have visual impairments and certain commission personnel; allowing the division to repossess, transfer, and dispose of such property; providing for rulemaking by the commission; authorizing the commission to create a blind services direct-support organization; providing purposes and objectives; providing for members of the board of the direct-support organization; providing that the organization is subject to s. 24, Art. I of the State Constitution, ch. 119, F.S., and s. 286.011, F.S.; requiring expenses of the organization to be paid by private funds; providing guidelines for the use of the funds; amending s. 413.0115, F.S., relating to the State Board of Administration's authorization to invest a portfolio, s. 413.012, F.S., relating to prohibiting the disclosure of confidential records and providing exemptions to the prohibition, s. 413.013, F.S., relating to the destruction of certain records, s. 413.014, F.S., relating to community-based rehabilitation programs, s. 413.041, F.S., relating to placing eligible blind persons in vending facilities in public places, s. 413.051, F.S., the Little Randolph Sheppard Act, s. 413.091, F.S., relating to the issuance of identification cards to persons known to be blind or partially sighted, s. 413.092, F.S., relating to the Blind Babies Program; conforming provisions to the changes made by this act; providing that this act does not modify the status of certain employees; repealing ss. 413.061, 413.062, 413.063, 413.064, 413.065, 413.066, 413.067, 413.068, 413.069, F.S., relating to the issuance of

permits for soliciting funds on behalf of blind persons; providing an effective date.

By the Committee on Criminal Justice; and Senator Cowin—

CS for SB 2172—A bill to be entitled An act relating to sexual offenders; amending s. 794.0115, F.S.; providing a short title; defining a dangerous sexual felony offender; providing mandatory sentencing for such offenders; providing an effective date.

By the Committee on Finance and Taxation; and Senators Dockery, Lynn and Jones—

CS for SB 2192—A bill to be entitled An act relating to stamping of cigarettes in interstate commerce; amending s. 210.06, F.S.; requiring a wholesale dealer or distributing agent who transports or causes to be transported from this state cigarettes for sale in another state to affix to the cigarettes stamps required by the other state or to pay certain excise taxes; requiring a report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; providing for rulemaking; providing an effective date.

By the Committee on Regulated Industries; and Senator Constance—

CS for SB 2238—A bill to be entitled An act relating to real estate appraisers; amending s. 475.611, F.S.; revising and providing definitions applicable to regulation of real estate appraisers; providing that licenses for the category of licensed appraiser shall not be issued after a specified date; redesignating registered assistant appraisers as registered trainee appraisers; amending s. 475.612, F.S.; conforming terminology; authorizing real estate brokers, broker-salespersons, and salespersons to provide valuation services without being regulated as appraisers; authorizing brokers and salespersons to give price opinions without being regulated as appraisers; removing authorization for graduate students in appraising to be supervised by licensed brokers; amending s. 475.613, F.S.; granting the Florida Real Estate Appraisal Board power by rule to establish standards for and regulate supervisory appraisers; removing obsolete language; amending s. 475.6147, F.S.; clarifying applicability of fee provisions to certification and registration; amending s. 475.617, F.S.; clarifying experience requirements for certification of residential and general appraisers; conforming terminology; creating s. 475.6175, F.S.; requiring postlicensure education for registered trainee appraisers to maintain registration; requiring completion of such education prior to the second renewal following initial registration; requiring requalification for subsequent registration as a trainee appraiser; authorizing a physical hardship extension; amending s. 475.618, F.S.; revising continuing education requirements to authorize and provide for certification of distance learning courses by independent certification organizations; conforming terminology; amending s. 475.6221, F.S.; requiring a registered trainee appraiser to perform appraisal services under the direct supervision of a licensed or certified appraiser; providing that a registered trainee appraiser may only receive compensation through or from the primary supervisory appraiser; creating s. 475.6222, F.S.; providing requirements for supervision of registered trainee appraisers; amending s. 475.6295, F.S.; clarifying authority to inspect appraisers and appraisal offices; creating s. 475.631, F.S.; providing for reciprocity for nonresident appraisers; requiring an irrevocable consent to suits and actions and providing for service of process or pleading; requiring resident appraisers who become nonresidents to notify the board and comply with nonresident requirements; providing penalties; authorizing the board to adopt rules for regulation of nonresident appraisers; amending ss. 475.01, 475.011, 475.615, 475.619, 475.620, 475.622, 475.624, 475.626, and 475.627, F.S.; conforming terminology; providing an effective date.

By the Committees on Appropriations; Education; and Senator Webster—

CS for CS for SB 2242—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; providing guiding principles; requir-

ing an emphasis on reading; authorizing a state university or community college to sponsor a charter school; requiring certain accountability measures; revising application requirements; requiring fiscal projections in a charter application; extending the time allowed for the State Board of Education to act on an appeal; requiring auditors to provide notification of certain financial conditions; providing additional requirements for a charter school's annual report; eliminating limitations on the number of charter schools per school district; revising the administrative fee the sponsor is authorized to withhold; revising provisions relating to the analysis of charter school performance; amending s. 1002.32, F.S.; correcting cross-references; providing duties with respect to lab schools; amending s. 1013.62, F.S.; revising conditions for charter schools to receive funding; revising purposes for which charter school capital outlay funds may be used; providing guidelines for allocation of charter school capital outlay funds; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Fasano, Sebesta, Lawson and Bennett—

CS for SB 2244—A bill to be entitled An act relating to the Florida Council on Deafness; creating the Florida Council on Deafness; providing membership and organization of the council; providing role, purpose, powers, duties, and responsibilities of the council; creating the Florida Commission for the Blind in the Department of Education; providing membership, powers and duties, and meetings of the commission; providing for administrative support by the department; providing that the commission is the agency head of the Division of Blind Services; providing that the division is the designated state unit under the federal Rehabilitation Act of 1973; providing that the division is a separate budget entity; providing for an executive director of the commission, who is also chief administrative officer of the division; providing for the executive director to employ personnel; requiring the division to develop and implement a state plan for vocational rehabilitation services; requiring the commission to develop and implement a state plan for independent living services; providing for the division to purchase and distribute specialized equipment without using state centralized purchasing procedures; exempting such equipment from certain record and inventory requirements; creating a children's program; requiring an annual report by the commission; providing for dispute resolution; amending s. 20.15, F.S.; providing that members of the Florida Commission for the Blind are not appointed by the Commissioner of Education; amending s. 413.011, F.S.; providing legislative purpose and policy; providing duties of the commission and the division; prescribing principles for commission activities; providing definitions; requiring background investigations of commission personnel; repealing the Advisory Council for the Blind; creating s. 413.093, F.S.; providing budgetary procedures for the commission; providing duties of the executive director of the Florida Commission for the Blind; creating s. 413.094, F.S.; providing for management flexibility in the division's allocation of funds and the amendment of authorized positions; requiring the commission to maintain records; creating s. 413.095, F.S.; providing for the division to retain title to certain real and personal property intended for use by people who have visual impairments and certain commission personnel; allowing the division to repossess, transfer, and dispose of such property; providing for rulemaking by the commission; authorizing the commission to create a blind services direct-support organization; providing purposes and objectives; providing that the organization is subject to s. 24, Art. I of the State Constitution, ch. 119, F.S., and s. 286.011, F.S.; requiring expenses of the organization to be paid by private funds; providing guidelines for the use of the funds; amending s. 413.0115, F.S., relating to the State Board of Administration's authorization to invest a portfolio, s. 413.012, F.S., relating to prohibiting the disclosure of confidential records and providing exemptions to the prohibition, s. 413.013, F.S., relating to the destruction of certain records, s. 413.014, F.S., relating to community-based rehabilitation programs, s. 413.041, F.S., relating to placing eligible blind persons in vending facilities in public places, s. 413.051, F.S., the Little Randolph Sheppard Act, s. 413.091, F.S., relating to the issuance of identification cards to persons known to be blind or partially sighted, s. 413.092, F.S., relating to the Blind Babies Program; conforming provisions to the changes made by this act; repealing ss. 413.061, 413.062, 413.063, 413.064, 413.065, 413.066, 413.067, 413.068, 413.069, F.S., relating to the issuance of permits for soliciting funds on behalf of blind persons; providing effective dates.

By the Committee on Governmental Oversight and Productivity; and Senators Wasserman Schultz, Bennett, Lawson, Miller, Diaz de la Portilla and Jones—

CS for SB 2248—A bill to be entitled An act relating to charitable youth organizations; creating s. 255.60, F.S.; authorizing the state and its political subdivisions to contract with charitable youth organizations for certain public service work; providing for contracts and award limit; providing limitations; providing an effective date.

By the Committee on Banking and Insurance; and Senator Atwater—

CS for SB 2264—A bill to be entitled An act relating to health insurance; amending s. 627.411, F.S.; revising grounds for disapproval of health insurance policy forms that apply certain rating practices, or that result in actuarially justified rate increases under certain circumstances; requiring health insurance policies to meet a minimum loss ratio of a specified amount; amending s. 627.6515, F.S.; amending conditions that must be met to exempt from part VII of ch. 627, F.S., a group health insurance policy issued or delivered outside this state under which a resident of this state is provided coverage; providing rulemaking authority; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Atwater—

CS for SB 2278—A bill to be entitled An act relating to motor vehicle service agreements; amending s. 634.011, F.S.; revising criteria within a definition of a motor vehicle service agreement relating to preestablished flat amounts; providing a limitation; amending s. 634.041, F.S.; providing requirements of a service agreement company to offer service agreements for vehicle protection; amending s. 634.121, F.S.; providing for disapproval of certain service agreement forms for not indicating the preestablished flat amount payable under the agreement; providing an effective date.

By the Committee on Communication and Public Utilities; and Senator Atwater—

CS for SB 2316—A bill to be entitled An act relating to water supplies; providing legislative findings and intent; providing for the development of a water conservation guidance manual by the Department of Environmental Protection; providing for purpose and contents of the manual and requirements with respect thereto; requiring the Department of Environmental Protection to adopt the manual by rule by a specified date; requiring public water supply utilities to develop water conservation programs based upon options contained in the manual; amending s. 373.0361, F.S.; providing additional components of regional water supply plans; providing that a district water management plan may not be used as criteria for the review of permits for consumptive uses of water unless the plan or applicable portion thereof has been adopted by rule; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; providing for permitting and funding of a proposed alternative water supply project identified in the relevant approved regional water supply plan; amending s. 373.1961, F.S.; encouraging water management district governing boards to establish revolving loan trust funds for specified purposes; amending s. 373.250, F.S.; limiting water management districts' authority over reclaimed water; amending s. 373.536, F.S.; expanding water management districts' budget reporting requirements; amending s. 378.212, F.S.; authorizing the granting of a variance from parts III and IV of ch. 378, F.S., the Resource Extraction Reclamation Act, and from part IV of ch. 373, F.S., the Florida Water Resources Act of 1972, under specified circumstances; providing an additional circumstance for which a variance may be granted; amending s. 378.404, F.S.; authorizing the Department of Environmental Protection to grant variances from mining reclamation activities under certain conditions; amending s. 403.064, F.S.; providing that conclusions of described reuse feasibility studies shall govern specified permitting decisions and the feasibility of providing reclaimed water for reuse purposes; amending s. 403.1835, F.S.; authorizing the Department of Environmental Protection to make specified deposits for the purpose of enabling below-market interest rate loans for treatment of polluted

water; amending s. 403.1837, F.S.; repealing provisions limiting the bonding authority of the Florida Water Pollution Control Financing Corporation; repealing obsolete provisions; providing for a study of the feasibility of discharging reclaimed wastewater into canals in a specified area as an environmentally acceptable means of accomplishing described objectives; requiring reports; providing an effective date.

By the Committee on Communication and Public Utilities; and Senator Peadar—

CS for SB 2338—A bill to be entitled An act relating to environmental protection; creating s. 403.7047, F.S.; exempting beneficial use of fossil fuel combustion products from specified regulations; requiring certain handling, processing, and storage criteria; defining the terms "fossil fuel combustion products," "beneficial use," and "fossil fuel-fired electric and steam generating facility"; authorizing rulemaking; amending s. 403.087, F.S.; adding hazardous waste, corrective action permits to a list of approvals; amending s. 403.703, F.S.; expanding the materials defined as construction and demolition debris; providing additional definitions; amending s. 403.722, F.S.; adding a "corrective action permit" to a list of approvals; providing an effective date.

By the Committee on Banking and Insurance; and Senator Diaz de la Portilla—

CS for SB 2364—A bill to be entitled An act relating to insurance agents; amending ss. 624.04, 624.303, 624.313, 624.317, 624.504, 624.506, 624.521, 626.022, 626.112, 626.733, 626.7354, 626.741, 626.753, 626.829, 634.171, 634.420, 642.034, 642.036, and 642.045, F.S.; deleting references to solicitors to conform to prior deletions; amending ss. 624.34, 626.202, and 626.601, F.S.; revising certain fingerprinting requirements; amending s. 624.501, F.S.; providing for a fee for certain late appointment filings; amending s. 626.015, F.S.; deleting a definition of administrative agent; amending s. 626.171, F.S.; revising applicant address requirements; specifying required background investigation information; amending ss. 626.175, 626.7355, 626.731, 626.831, 626.8414, 626.865, 626.866, 626.867, 626.874, 626.9916, 648.34, and 648.355, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; providing for the adoption of rules; amending s. 626.201, F.S.; revising certain fingerprint requirements; amending s. 626.221, F.S.; revising appointment application filing time period requirements; amending s. 626.2815, F.S.; requiring certain continuing education hour and subject requirements; deleting references to solicitors to conform to prior deletions; revising a continuing education board member title; amending s. 626.2816, F.S.; revising a cross-reference; clarifying a continuing education requirement; amending s. 626.2817, F.S.; deleting a precicensure rule requirement; amending s. 626.311, F.S.; providing for the appointment of certain licensees; amending s. 626.321, F.S.; deleting references to solicitors to conform to prior deletions; providing for one application for a license and payment of applicable fees; amending s. 626.322, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; amending s. 626.341, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; amending s. 626.371, F.S.; providing requirements for submittal and effective date of appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 626.381, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 626.451, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; clarifying the effect of insurer authorization of effectuation of certain appointments; requiring licensee notification of the department of certain criminal proceedings; amending s. 626.461, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; deleting references to solicitors to conform to prior deletions; amending s. 626.471, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for termination of certain appointments; requiring notice of termination; amending s. 626.843, F.S.; revising procedures for renewing title insurance agent appointments; amending s. 626.7315, F.S.; providing an exception to a prohibition against certain individuals receiving money on account of or for an insurer; amending ss. 626.732, 626.7851,

626.8311, and 626.8417, F.S.; revising certain education subject requirements; amending s. 626.7351, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; revising certain education subject requirements; providing additional education course requirements; amending s. 626.785, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; increasing the amount of coverage for burial-related expenses that may be sold by a life insurance agent under contract with a funeral establishment; amending s. 626.797, F.S.; revising an association title; amending s. 626.869, F.S.; deleting a provision relating to limited licenses for certain adjusters; revising certain education requirements; amending s. 626.878, F.S.; specifying implementation requirements for the department's ethics rules; amending s. 626.9541, F.S.; revising sliding as an unfair method of competition and unfair or deceptive act or practice; amending s. 632.634, F.S.; specifying registration of a society only upon department request; amending s. 627.7295, F.S.; revising the per-policy fees that general lines agents may charge on certain policies; amending s. 648.27, F.S.; imposing a delinquent fee for certain notification failures; providing fee payment requirements; deleting obsolete runner references; amending s. 648.382, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 648.383, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 648.50, F.S.; deleting obsolete runner references; repealing s. 626.032, F.S., relating to continuing education and required designation of administrative agents; repealing s. 626.361, F.S., relating to the effective date of appointments; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Dockery—

CS for SB 2388—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 372.001, F.S.; providing and revising definitions; amending s. 372.0222, F.S.; authorizing the commission to purchase certain promotional items; amending s. 372.07, F.S.; requiring clerks of the court to notify the commission within a specified time period of the disposition of any citation issued under ch. 372, F.S.; amending s. 372.16, F.S.; deleting an obsolete reference relating to private game preserves and farms; amending s. 372.57, F.S.; revising provisions specifying fees and requirements for recreational licenses, permits, and authorization numbers; clarifying language relating to recreational vessel licenses; amending s. 372.6673, F.S.; revising provisions relating to issuance and expiration dates of alligator trapping licenses; amending s. 372.921, F.S.; revising provisions relating to license requirements for the sale and exhibition of wildlife; providing an effective date.

By the Committee on Children and Families; and Senator Wasserman Schultz—

CS for SB 2446—A bill to be entitled An act relating to child care; amending s. 402.305, F.S.; revising inservice training requirements for child care personnel; requiring training in early literacy and language development; amending s. 402.312, F.S.; providing grounds for injunctive relief against family day care homes or large family child care homes; providing penalties; amending s. 402.313, F.S.; requiring annual training and an annual health and safety home inspection self-evaluation by family day care home operators; requiring training in early literacy and language development; amending s. 402.3131, F.S.; requiring annual training of operators of large family child care homes; requiring training in early literacy and language development; providing an effective date.

By the Committee on Judiciary; and Senators Lynn, Campbell and Bennett—

CS for SB 2456—A bill to be entitled An act relating to adoption; amending s. 63.022, F.S.; providing legislative findings and intent with respect to the rights and responsibilities of adoptive children, biological

parents, and adoptive parents; providing that certain requirements do not apply to an adoption involving a relative or stepchild; providing legislative intent concerning cooperation between the Department of Children and Family Services and private adoption entities; amending s. 63.032, F.S.; revising definitions; defining the terms “unmarried biological father” and “adoption plan”; amending s. 63.039, F.S.; providing for an award of certain fees and costs in the event of fraud or duress at the discretion of the court; requiring that certain court findings of sanctionable conduct be forwarded to the Office of the Attorney General; amending s. 63.042, F.S.; revising provisions specifying who may adopt; amending s. 63.0423, F.S.; revising references to newborn infants; authorizing a child-placing agency to remove an abandoned infant from a placement under certain circumstances; revising requirements for conducting a diligent search to identify a parent of an abandoned infant; revising certain requirements for the court; revising time periods for providing notice of certain actions; revising the period within which a judgment of termination of parental rights may be voided; amending s. 63.0425, F.S.; revising requirements for notifying a grandparent with whom the child has resided of a hearing on a petition for termination of parental rights; deleting a requirement that the court give first priority for adoption to the grandparent under certain conditions; amending s. 63.0427, F.S.; revising provisions governing a minor's right to communicate with siblings and other relatives; providing for postadoption communication or contact with parents whose parental rights have been terminated; amending s. 63.043, F.S.; deleting provisions prohibiting certain screening or testing for purposes of employment or admission into educational institutions; amending s. 63.052, F.S.; revising provisions specifying the entity that may be the guardian of a minor placed for an adoption; revising the responsibilities and authority of the guardian; creating s. 63.053, F.S.; providing legislative findings with respect to the rights and responsibilities of an unmarried biological father; creating s. 63.054, F.S.; providing requirements for the unmarried biological father to establish parental rights; creating the Florida Putative Father Registry within the Office of Vital Statistics of the Department of Health; providing requirements for registering with the Florida Putative Father Registry; providing requirements for searching the registry; directing the Department of Health to provide for an application and inform the public of the Florida Putative Father Registry; providing for removal of the registrant's name from the registry; providing rulemaking authority; amending s. 63.062, F.S.; revising provisions specifying the persons from whom a consent for adoption is required; providing conditions under which the consent for adoption of an unmarried biological father must be obtained; authorizing the execution of an affidavit of nonpaternity prior to the birth of the child; deleting requirements for a form for the affidavit of nonpaternity; revising the conditions under which a petition to adopt an adult may be granted; revising venue requirements for terminating parental rights; creating s. 63.063, F.S.; providing for the responsibilities of each party pertaining to fraudulent actions; providing requirements for a biological father to contest a termination of parental rights; creating s. 63.064, F.S.; authorizing the court to waive the requirement that consent for adoption be obtained from certain persons; amending s. 63.082, F.S.; revising requirements for executing a consent for adoption and obtaining certain information concerning the child and birth parents; providing for executing an affidavit of nonpaternity prior to the birth of the child; authorizing an adoption entity to intervene as a party in interest under certain circumstances; providing for placement of a minor when the minor is in the custody of the Department of Children and Family Services; revising requirements for withdrawing a consent for adoption; amending s. 63.085, F.S.; revising the requirements for required disclosures by an adoption entity; amending s. 63.087, F.S.; revising provisions governing the proceedings for terminating parental rights pending adoption; revising the venue requirements for filing a petition to terminate parental rights; revising requirements for a petition for terminating parental rights pending adoption; amending s. 63.088, F.S.; providing for limited notice requirements for an unmarried biological father; revising the period within which an inquiry and diligent search must be initiated; revising requirements for notice concerning the termination of parental rights; revising the individuals for whom information regarding identity is required; revising the inquiries required for diligent search; revising requirements for constructive service; amending s. 63.089, F.S.; revising hearing requirements for terminating parental rights; revising conditions under which the court may enter a judgment terminating parental rights; revising conditions for making a finding of abandonment; revising requirements for issuing and voiding a judgment terminating parental rights; amending s. 63.092, F.S.; revising requirements for placing of a minor by an adoption entity; revising requirements for a preliminary

home study; amending s. 63.097, F.S.; revising the fees, costs, and expenses that may be assessed by an adoption entity; revising the total of the fees, costs, and expenses for which court approval is required; prohibiting certain fees, costs, and expenses; amending s. 63.102, F.S.; revising the period within which a petition for adoption may be filed; providing for exceptions for adoptions of adults and adoptions by step-parents and relatives; revising requirements pertaining to prior approval of fees and costs; providing for the clerk of the court to charge one filing fee for certain adoption-related actions; amending s. 63.112, F.S.; revising requirements for the petition documents for an adoption; amending s. 63.122, F.S.; providing requirements for the notice of the hearing on the petition for adoption; amending s. 63.125, F.S.; revising the period within which a home investigation report must be filed; amending s. 63.132, F.S.; revising the period within which an affidavit of expenses and receipts must be filed; revising requirements for the affidavit of expenses and receipts; providing an exception for the adoption of a relative or an adult; amending s. 63.135, F.S.; requiring that certain information be provided to the court for all adoption proceedings; amending s. 63.142, F.S.; allowing persons to appear before the court telephonically; revising conditions under which a judgment terminating parental rights is voidable; revising requirements pertaining to the court's consideration of setting aside a judgment terminating parental rights; amending s. 63.152, F.S.; revising the entities responsible for preparing a statement of the adoption for the state registrar of vital statistics; requiring the clerk of the court to transmit the statement of the adoption to the state registrar; amending s. 63.162, F.S.; revising certain notice requirements concerning the disclosure of information pertaining to an adoption; amending s. 63.167, F.S.; authorizing the department to contract with more than one child-placing agency for the operation of a state adoption information center; amending s. 63.182, F.S.; revising the statute of repose to conform to changes made by the act; repealing s. 63.185, F.S., relating to the residency requirement for adoptions; amending s. 63.207, F.S.; providing for the court's jurisdiction with respect to out-of-state placements; amending s. 63.212, F.S.; requiring an out-of-state adoption to be in compliance with the Interstate Compact for the Placement of Children when applicable; deleting certain provisions concerning preplanned adoption agreements; revising acts that are unlawful pertaining to adoptions; creating s. 63.213, F.S.; providing requirements for a preplanned adoption arrangement; providing definitions; amending s. 63.219, F.S.; revising conditions under which the court may sanction an adoption entity; amending s. 63.235, F.S.; providing application; providing an effective date.

By the Committee on Regulated Industries; and Senator Argenziano—

CS for SB 2458—A bill to be entitled An act relating to consumer protection in the construction lien law; creating s. 713.015, F.S.; providing mandatory contract provisions for residential construction contracts; amending s. 713.06, F.S.; providing an additional warning statement on a Notice to Owner; providing a form for a contractor's final payment affidavit; amending s. 713.08, F.S.; providing a warning statement on a claim of lien; amending s. 713.135, F.S.; requiring the lien law summary to contain an explanation of owners' rights; requiring the issuing authority to mail the lien law summary to the owner; amending s. 713.31, F.S.; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; amending s. 713.345, F.S.; providing permissive inferences that a person knowingly and intentionally failed to properly apply construction payments; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; amending s. 713.3471, F.S.; requiring lenders to give certain notices regarding direct loan disbursements to borrowers; amending s. 713.35, F.S.; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; providing an effective date.

By the Committee on Children and Families; and Senator Campbell—

CS for SB 2460—A bill to be entitled An act relating to independent living transition services; amending s. 409.1451, F.S.; requiring each district of the Department of Children and Family Services to identify adolescent foster children with developmental disabilities or special mental health needs; requiring the program to provide former foster youth having disabilities with activities to learn life skills; revising eligi-

bility requirements for participation in the Road-to-Independence Scholarship Program and transitional support services; providing for young adults to continue in foster care in lieu of a Road-to-Independence Scholarship; providing an effective date.

By the Committee on Regulated Industries; and Senator Diaz de la Portilla—

CS for SB 2520—A bill to be entitled An act relating to the Beverage Law; amending s. 561.19, F.S.; providing procedures for issuance of a license that becomes available because of a revocation; amending s. 561.422, F.S.; revising requirements for issuance of a temporary permit to certain civic organizations; requiring presentation of building and zoning permit; requiring net profits to be retained by the civic organization; amending s. 561.65, F.S.; providing procedures for enforcement of a perfected security interest in a quota license prior to reissuance of the quota license; amending s. 562.11, F.S., providing a popular name; prohibiting the service of alcoholic beverages to any minor employed by a licensed vendor; providing a penalty; reenacting s. 561.706, F.S., for the purpose of incorporating the amendment to s. 562.11, F.S., in reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

CS for SB 2526—A bill to be entitled An act relating to public records; creating s. 63.541, F.S.; creating an exemption from public-records requirements for information contained in the Florida Putative Father Registry maintained by the Office of Vital Statistics within the Department of Health; providing for exceptions to the exemption; providing that the database is confidential and exempt from public disclosure; providing for future legislative review and repeal; providing findings of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Webster—

CS for SB 2534—A bill to be entitled An act relating to timeshare plans; amending s. 721.02, F.S.; revising provisions with respect to legislative purpose under the Florida Vacation Plan and Timesharing Act; amending s. 721.03, F.S.; revising provisions with respect to the scope of the act to include reference to personal property timeshare plans; amending s. 721.05, F.S.; providing definitions; amending s. 721.06, F.S.; revising provisions with respect to contracts for purchase of timeshare interests to include provisions with respect to personal property timeshare interests; amending s. 721.065, F.S.; revising provisions with respect to resale purchase agreements to include reference to certain real property and personal property timeshare plans; amending s. 721.07, F.S.; revising provisions with respect to public offering statements; amending s. 721.075, F.S.; revising provisions with respect to incidental benefits, requiring purchasers to execute a statement indicating the source of the benefit; amending s. 721.08, F.S.; revising provisions with respect to escrow accounts; amending s. 721.09, F.S.; revising provisions with respect to reservation agreements; amending s. 721.11, F.S.; revising provisions with respect to advertising materials; correcting cross-references; amending s. 721.12, F.S.; providing for required recordkeeping by the seller of a personal property timeshare plan; amending s. 721.13, F.S.; revising provisions with respect to management; amending s. 721.14, F.S.; providing that a section of law governing the discharge of the managing entity shall not apply with respect to personal property timeshare plans; amending s. 721.15, F.S.; revising provisions with respect to assessments for common expenses; amending s. 721.16, F.S.; providing that a section of law governing certain liens does not apply to personal property timeshare plans; amending s. 721.17, F.S.; revising provisions with respect to transfer of interest; amending s. 721.18, F.S.; revising provisions with respect to exchange programs; amending s. 721.19, F.S.; including reference to personal property timeshare interests; amending s. 721.20, F.S., relating to licensing requirements; providing for the application of certain provisions to personal property timeshare plans; amending s. 721.24, F.S.; exempting accommodations and facilities of personal property timeshare plans from a provision of law governing firesafety; amending s. 721.26, F.S.; revising provisions with respect to regulation by the division; amending s. 721.27, F.S.; reducing an annual fee for each timeshare unit in a timeshare plan; amending s. 721.52, F.S.; redefining the term "multisite

timeshare plan” and defining the terms “nonspecific multisite timeshare plan” and “specific multisite timeshare plan”; amending s. 721.53, F.S.; revising provisions with respect to subordination instruments; amending s. 721.54, F.S.; deleting a cross-reference; amending s. 721.55, F.S.; providing reference to filed rather than registered public offering statements; providing reference to multisite timeshare plans; amending s. 721.551, F.S.; providing for reference to filed rather than registered public offering statements; amending s. 721.552, F.S.; providing reference to multisite timeshare plans; amending s. 721.56, F.S.; providing reference to personal property timeshare plans; amending s. 721.57, F.S.; revising provisions with respect to timeshare estates in multisite timeshare plans; amending s. 721.84, F.S.; revising provisions with respect to appointment of a registered agent; amending ss. 721.96 and 721.97, F.S.; including reference to personal property timeshare interests; providing for application with respect to certain filings approved by the Division of Florida Land Sales, Condominiums, and Mobile Homes prior to the effective date of the act; providing an effective date.

By the Committee on Regulated Industries; and Senator Diaz de la Portilla—

CS for SB 2560—A bill to be entitled An act relating to regulation of professions and occupations; repealing ss. 468.401, 468.402, 468.403, 468.404, 468.405, 468.406, 468.407, 468.408, 468.409, 468.410, 468.411, 468.412, 468.413, 468.414, 468.415, F.S., relating to the regulation of talent agencies; providing for the department to continue outstanding legal proceedings; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Atwater—

CS for SB 2566—A bill to be entitled An act relating to local government accountability; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 11.45, F.S.; revising reporting requirements of the Auditor General; amending s. 61.181, F.S.; correcting a cross-reference; amending s. 75.05, F.S.; deleting a requirement for an independent special district to submit a copy of a complaint to the Division of Bond Finance of the State Board of Administration; amending s. 112.061, F.S.; authorizing local governments to provide for per diem rates; amending s. 112.08, F.S.; clarifying that local governments are authorized to provide health insurance; amending s. 112.625, F.S.; revising the definition of “governmental entity” to include counties and district school boards; amending s. 112.63, F.S.; providing for additional information to be provided to the Department of Management Services in actuarial reports with regard to retirement systems and plans and providing procedures therefor; providing for notification of the Department of Revenue and the Department of Financial Services in cases of noncompliance and authorizing the withholding of certain funds; requiring the Department of Management Services to notify the Department of Community Affairs in the case of affected special districts; amending s. 191.005, F.S.; exempting a candidate from campaign requirements under specified conditions; providing for the removal of a board member upon becoming unqualified; amending s. 130.04, F.S.; revising provisions governing notice of bids and disposition of bonds; amending s. 132.02, F.S.; revising provisions relating to the authorization to issue refund bonds; amending s. 132.09, F.S.; revising provisions relating to the notice of sale, bids, and awards and private sale of bonds; amending s. 163.05, F.S.; revising provisions governing the Small County Technical Assistance Program; amending s. 166.121, F.S.; revising provisions governing the issuance of bonds by a municipality; amending s. 166.241, F.S.; providing a municipal budget amendment process and requirements; amending s. 189.4044, F.S.; revising special procedures for determination of inactive special districts; amending s. 189.412, F.S.; revising duties of the Special District Information Program of the Department of Community Affairs; amending s. 189.418, F.S.; revising reporting requirements of newly created special districts; authorizing the governing body of a special district to amend its budget; amending s. 189.419, F.S.; revising provisions relating to the failure of special districts to file required reports; amending s. 189.421, F.S.; revising provisions governing the failure of special districts to disclose financial reports; providing for extension of time for the filing of said reports; providing remedies for noncompliance; providing for attorney’s fees and costs; amending s. 189.428, F.S.; revising provisions governing the special district oversight review process; amending s. 189.439, F.S.; revising provisions governing

the issuance of bonds by special districts; amending s. 191.005, F.S.; exempting a candidate from campaign requirements under specified conditions; providing for the removal of a board member upon becoming unqualified; amending s. 215.981, F.S.; exempting state agency direct-support organizations and citizen support organizations meeting specified expense levels from audit requirements; amending s. 218.075, F.S.; revising provisions governing the reduction or waiver of permit processing fees for certain counties; amending s. 218.32, F.S., relating to annual financial reports; requiring the Department of Financial Services to notify the Speaker of the House of Representatives and the President of the Senate of any municipality that has not had financial activity for a specified period of time; providing that such notice is sufficient to initiate dissolution procedures; repealing s. 218.321, F.S., relating to annual financial statements of local governmental entities; amending s. 218.39, F.S.; providing reporting requirements for certain special districts; amending s. 218.36, F.S.; revising reporting requirements for boards of county commissioners relating to the failure of a county officer to comply with the provisions of the section; amending s. 218.369, F.S.; revising the definition of “unit of local government” to include district school boards; renaming pt. V of ch. 218, F.S., as “Local Governmental Entity and District School Board Financial Emergencies”; amending s. 218.50, F.S.; renaming ss. 218.50-218.504, F.S., as the “Local Governmental Entity and District School Board Act”; amending s. 218.501, F.S.; revising the stated purposes of pt. V of ch. 218, F.S.; amending s. 218.502, F.S.; revising the definition of “local governmental entity”; amending s. 218.503, F.S.; revising provisions governing the determination of financial emergency for local governments and district school boards; amending s. 218.504, F.S.; revising provisions relating to the authority of the Governor and authorizing the Commissioner of Education to terminate all state actions pursuant to ss. 218.50-218.504, F.S.; repealing ch. 131, F.S., consisting of ss. 131.01, 131.02, 131.03, 131.04, 131.05, and 131.06, F.S., relating to refunding bonds of counties, municipalities, and special districts; repealing s. 132.10, F.S., relating to minimum sale price of bonds; repealing s. 165.052, F.S., relating to special dissolution procedures for municipalities; repealing s. 189.409, F.S., relating to determination of financial emergencies of special districts; repealing s. 189.422, F.S., relating to actions of the Department of Community Affairs and special districts; repealing s. 200.0684, F.S., relating to an annual compliance report of the Department of Community Affairs regarding special districts; repealing s. 218.37(1)(h), F.S., relating to the requirement that the Division of Bond Finance use a served copy of the complaint for bond validation to verify compliance by special districts with the requirements in s. 218.38, F.S.; amending s. 1010.47, F.S.; providing that school districts must sell bonds; deleting obsolete provisions relating to the sale of bonds by a school district; transferring a position from the Executive Office of the Governor to the Department of Financial Services; providing an effective date.

By the Committee on Transportation; and Senator Constantine—

CS for SB 2572—A bill to be entitled An act relating to the Central Florida Regional Transportation Authority; amending s. 343.63, F.S.; revising membership of the governing board of the authority; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 2580—A bill to be entitled An act relating to roads; amending s. 334.30, F.S.; providing for public-private partnership agreements for transportation facilities without prior legislative approval; authorizing the department to adopt rules; providing requirements for projects advanced by a public-private partnership or private entity; authorizing the department to request proposals; requiring notice; providing requirements for ranking proposals; authorizing the Department of Transportation to create certain corporations; authorizing such corporations to issue bonds; authorizing the department to lend certain funds to such corporations; authorizing the department to adopt rules; repealing s. 348.0004(2)(m), F.S., relating to private entity proposals for transportation projects; amending s. 348.0004, F.S.; establishing a process enabling certain expressway authorities to participate in public-private partnerships to build, operate, own, or finance certain transportation facilities; specifying the expressway authority’s role in such projects and providing rulemaking authority; providing for a selection process; providing for the assessment of tolls; providing for creation of certain tax-exempt public-purpose corporations; authorizing such corporations to

issue bonds; creating s. 348.9801, F.S.; providing for the "Expressway Authority Public Private Partnership Agreement Law"; creating s. 348.9802, F.S.; providing legislative intent; creating s. 348.9803, F.S.; authorizing expressway authorities to enter into public-private partnerships; creating s. 348.9804, F.S.; providing for a proposal process and notification; creating s. 348.9805, F.S.; providing facility requirements; creating s. 348.9806, F.S.; providing expressway authorities' powers; creating s. 348.9807, F.S.; providing that the act is not intended to restrict local entities; creating s. 348.9808, F.S.; providing for the creation of certain tax-exempt public-purpose corporations; authorizing such corporations to issue bonds; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Bullard—

CS for SB 2582—A bill to be entitled An act relating to enterprise zones; amending s. 290.0065, F.S.; authorizing certain counties to apply to the Office of Tourism, Trade, and Economic Development to amend existing enterprise zone boundaries under specified conditions and in accordance with certain criteria; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Miller—

CS for SB 2624—A bill to be entitled An act relating to the Florida Black Business Investment Board, Inc.; amending s. 288.706, F.S.; authorizing the Florida Black Business Investment Board, Inc., and black business investment corporations to participate in the Florida Minority Business Loan Mobilization Program; amending s. 288.709, F.S.; deleting a requirement relating to approval of board by-laws; amending s. 288.7091, F.S.; requiring the board to certify black business investment corporations; amending s. 288.71, F.S.; providing for the adoption of policies rather than rules; amending s. 288.714, F.S.; revising a reporting date; providing an effective date.

By the Committee on Transportation; and Senator Hill—

CS for SB 2654—A bill to be entitled An act relating to specialty license plates; amending s. 320.089, F.S.; creating the Professional Firefighters license plate; providing for the distribution of annual use fees received from the sale of such plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Family First license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

By the Committee on Children and Families; and Senator Constantine—

CS for SB 2664—A bill to be entitled An act relating to care for persons with disabilities; providing legislative findings; creating the Florida Lifespan Respite Care Program; authorizing the Department of Children and Family Services to contract for the Lifespan Respite Care Program; providing a contingent appropriation; creating s. 393.0662, F.S.; creating the Relative Caregiver Program; providing definitions; providing for training and education; providing for certification of relative caregivers; limiting compensation of relative caregivers; providing for revocation of certification of relative caregivers; requiring rules; providing for the certification of relative caregivers by the Department of Children and Family Services; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 2708—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.60, F.S.; revising definitions; defining "service"; amending s. 320.64, F.S.; prohibiting certain acts by licensee or applicant; providing for penalties, liability, and remedies for violation; amending s. 320.642, F.S.; revising provisions for evidence to be considered by the Department of Highway Safety and Motor Vehicles in making certain determinations of representation by preexisting dealers; pro-

viding criteria and procedures for protest of proposed addition or relocation of service-only dealership; requiring license to permit service only in certain circumstances; amending s. 320.643, F.S.; revising criteria and procedures for transfer, sale, or disposal of franchise agreements and acceptance or rejection by the licensee of such transfer, sale, or disposal; prohibiting certain acts by a licensee; amending s. 320.644, F.S.; defining "executive management"; revising criteria and procedures for change of executive management of motor vehicle dealership and acceptance or rejection by the licensee of such change; prohibiting certain acts by licensee; amending s. 320.645, F.S.; revising restriction upon ownership of dealership by licensee; amending s. 501.976, F.S.; revising specifications under the Florida Deceptive and Unfair Trade Practices Act for representation by dealer of vehicle as a demonstrator; deleting the requirement that a demonstrator must have been driven by a prospective customer; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 2738—A bill to be entitled An act relating to public health; amending s. 17.41, F.S.; providing for funds from the tobacco settlement to be transferred to the Biomedical Trust Fund within the Department of Health Services and Community Health Resources and the Division of Health Awareness and Tobacco; amending s. 20.43, F.S.; establishing the Division of Disability Determinations within the Department of Health and renaming the Division of Emergency Medical Services and Community Health Resources and the Division of Health Awareness and Tobacco; amending s. 154.01, F.S.; providing for environmental health services to include investigations of elevated blood lead levels; authorizing the expenditure of funds for such investigations; creating s. 216.342, F.S.; authorizing the expenditure of funds in the United States Trust Fund for the operation of the Division of Disability Determinations; amending s. 381.0011, F.S.; revising duties of the department with respect to injury prevention and control; amending s. 381.004, F.S.; revising requirements for the release of HIV test results; amending s. 381.0065, F.S., relating to onsite sewage treatment and disposal systems; clarifying a definition; deleting obsolete provisions; amending s. 381.0066, F.S.; deleting a limitation on the period for imposing a fee on new sewage system construction; amending s. 381.0072, F.S.; clarifying provisions governing the authority of the department to adopt and enforce sanitation rules; creating s. 381.104, F.S.; authorizing state agencies to establish employee health and wellness programs; providing requirements for the programs; requiring the use of an employee health and wellness activity agreement form; requiring an evaluation and improvement process for the program; requiring the department to provide model program guidelines; creating s. 381.86, F.S.; creating the Review Council for Human Subjects within the Department of Health; providing duties and membership; providing for reimbursement for per diem and travel expenses; requiring the department to charge for costs incurred by the council for research oversight; providing an exception; requiring the department to adopt rules; amending s. 381.89, F.S.; revising the fees imposed for the licensure of tanning facilities; amending s. 381.90, F.S.; revising the membership of the Health Information Systems Council; revising the date for submitting an annual plan; amending s. 383.14, F.S.; clarifying provisions with respect to the screening of newborns; amending s. 384.25, F.S.; revising requirements for the reporting of sexually transmissible disease; requiring the department to adopt rules; amending s. 385.204, F.S.; revising requirements for the purchase and distribution of insulin by the department; amending s. 391.021, F.S.; redefining the term "children with special health care needs" for purposes of the Children's Medical Services Act; amending s. 391.025, F.S.; revising applicability and scope of the act; amending s. 391.029, F.S.; revising requirements for program eligibility; amending s. 391.035, F.S.; authorizing the department to contract for services provided under the act; amending s. 391.055, F.S.; requiring the referral of a newborn having a certain abnormal screening result; creating s. 391.309, F.S.; establishing the Florida Infants and Toddlers Early Intervention Program; providing requirements for the department under the program; requiring certain federal waivers; amending s. 394.9151, F.S.; authorizing the Department of Children and Family Services to contract with the Correctional Medical Authority for medical quality assurance assistance at certain facilities; amending s. 395.404, F.S.; revising requirements for reports to the department concerning brain or spinal cord injuries; amending s. 401.113, F.S.; providing for the use of funds generated from interest on certain grant moneys; amending s. 401.211, F.S.; providing

legislative intent with respect to a statewide comprehensive injury prevention program; creating s. 401.243, F.S.; providing duties of the department in operating the program; amending s. 401.27, F.S.; authorizing electronically submitted applications for certification or recertification as an emergency medical technician or a paramedic; revising requirements for an insignia identifying such person; requiring the screening of applicants through the Department of Law Enforcement; amending s. 401.2701, F.S., relating to emergency medical services training programs; requiring that students be notified of certain regulatory and screening requirements; requiring the department to adopt rules; amending s. 401.2715, F.S.; providing for approval of continuing education courses; amending s. 404.056, F.S.; revising requirements for mandatory testing of certain buildings and facilities for radon; amending s. 409.814, F.S.; revising eligibility for certain children to participate in the Healthy Kids program and the Medikids program; amending s. 409.91188, F.S.; authorizing the agency to contract with private or public entities for health care services; amending s. 456.072, F.S.; providing an additional ground for which disciplinary action may be taken; amending s. 456.025, F.S.; revising requirements for tracking continuing education; amending s. 456.055, F.S.; providing requirements for claims for services for chiropractic and podiatric health care; amending ss. 460.406, 463.006, and 467.009, F.S., relating to licensure; conforming provisions to changes made with respect to an accrediting agency; amending s. 468.302, F.S.; authorizing a nuclear medicine technologist to administer certain X radiation; amending ss. 468.509, 468.707, 486.031, and 486.102, F.S., relating to licensure; conforming provisions to changes made with respect to an accrediting agency; amending ss. 489.553 and 489.554, F.S.; revising certification requirements for septic tank contractors; authorizing an inactive registration; amending ss. 490.005 and 491.005, F.S., relating to licensure; conforming provisions to changes made with respect to an accrediting agency; amending s. 499.003, F.S.; redefining the term "compressed medical gas" for purposes of the Florida Drug and Cosmetic Act; amending s. 499.007, F.S.; revising requirements for labeling medicinal drugs; amending s. 499.01, F.S.; authorizing the department to issue a prescription drug manufacturer permit to a nuclear pharmacy that is a health care entity; amending s. 499.0121, F.S.; providing requirements for retaining inventories and records; transferring and renumbering s. 501.122, F.S., relating to the control of nonionizing radiations; amending s. 784.081, F.S.; providing for the reclassification of the offense of assault or battery if committed on an employee of the Department of Health or upon a direct services provider of the department; creating s. 945.6038, F.S.; authorizing the Correctional Medical Authority to contract with the Department of Children and Family Services to provide assistance in medical quality assurance at certain facilities; repealing s. 381.85, s. 381.0098(9), s. 385.103(2)(f), ss. 385.205 and 385.209, and s. 445.033(7), F.S.; relating to biomedical and social research, obsolete provisions concerning biomedical waste, rulemaking authority of the department, programs in kidney disease control, dissemination of information on cholesterol health risks, and an exemption for certain evaluations conducted by Workforce Florida, Inc.; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Peadar—

CS for SB 2750—A bill to be entitled An act relating to health care; amending s. 393.064, F.S.; providing for the Department of Health rather than the Department of Children and Family Services to manage the Raymond C. Philips Research and Education Unit; amending s. 394.4615, F.S.; revising the standard under which a patient's access to his or her own clinical records may be restricted; amending s. 395.3025, F.S.; authorizing the release of patient records to a health care practitioner, the Department of Health, or a researcher or facility personnel under certain circumstances; revising a restriction on the use of patient information for certain purposes; amending s. 400.141, F.S.; providing for the release of certain nursing home resident records to the Department of Health pursuant to subpoena; amending s. 400.145, F.S., and creating s. 400.455, F.S.; requiring certification of certain records by the nursing home administrator or records custodian; amending s. 456.017, F.S.; authorizing the Department of Health to post examination scores electronically in lieu of mailing; amending s. 456.0375, F.S.; providing that a community college or university clinic is exempt from certain registration requirements; amending s. 456.041, F.S.; revising certain requirements concerning information on paid claims which is included in the practitioner profile; amending s. 456.049, F.S.; revising requirements concerning information on final judgments and settlements which

is included on reports filed with the department; amending s. 456.055, F.S.; requiring claims for payment for services submitted under the same payment code to be paid in the same amount; prohibiting the waiver of such requirement by contract; amending s. 456.057, F.S.; specifying certain circumstances under which a patient release for the furnishing of records is not required; authorizing the department to obtain records pursuant to subpoena; requiring the certification of certain records; amending s. 456.063, F.S.; authorizing the board, or the department if there is no board, to adopt rules for reporting allegations of sexual misconduct; amending s. 456.072, F.S.; revising provisions specifying grounds under which disciplinary actions may be taken; providing for attorney's fees under certain circumstances; requiring that a revocation or suspension of a license be established by clear and convincing evidence; amending s. 456.073, F.S., relating to disciplinary proceedings; revising the period for filing a response to a complaint; revising requirements for the administrative hearing on a complaint; providing for certain charges and filing fees; amending s. 456.077, F.S.; revising provisions governing the issuance of citations; amending s. 456.078, F.S.; providing requirements for mediation; specifying events that constitute an adverse incident and are not subject to mediation; providing requirements for payment of the costs of mediation; requiring each board to adopt rules designating violations that are appropriate for mediation; amending s. 458.311, F.S.; revising licensure requirements; providing requirements for certification by the Board of Medicine; providing education and examination requirements; authorizing the board to adopt rules; amending s. 458.315, F.S.; providing requirements for limited licenses; providing for fees and waiver of fees under certain circumstances; providing certain restrictions on practice; providing for license renewal and for converting an active or inactive license to a limited license; amending s. 458.331, F.S.; revising requirements for determining a case of repeated malpractice and for requiring an investigation by the department; repealing s. 458.348(3), F.S., relating to protocols for the practice of electrolysis or electrology; amending s. 459.015, F.S.; revising requirements for the department with respect to investigating a claim against an osteopathic physician; amending s. 460.413, F.S.; revising the period for a chiropractic physician to respond to a complaint; amending s. 461.013, F.S.; revising requirements for determining a case of repeated malpractice and for requiring an investigation by the department; providing a short title; requiring the Agency for Workforce Innovation to establish a pilot program for delivery of certified geriatric specialty nursing education; specifying eligibility requirements for certified nursing assistants to obtain certified geriatric specialty nursing education; specifying requirements for the education of certified nursing assistants to prepare for certification as a certified geriatric specialist; creating a Certified Geriatric Specialty Nursing Initiative Steering Committee; providing for the composition of and manner of appointment to the Certified Geriatric Specialty Nursing Initiative Steering Committee; providing responsibilities of the steering committee; providing for reimbursement for per diem and travel expenses; requiring the Agency for Workforce Innovation to conduct or contract for an evaluation of the pilot program for delivery of certified geriatric specialty nursing education; requiring the evaluation to include recommendations regarding the expansion of the delivery of certified geriatric specialty nursing education in nursing homes; requiring the Agency for Workforce Innovation to report to the Governor and Legislature regarding the status and evaluation of the pilot program; creating s. 464.0125, F.S.; providing definitions; providing requirements for persons to become certified geriatric specialists; specifying fees; providing for articulation of geriatric specialty nursing coursework and practical nursing coursework; providing practice standards and grounds for which certified geriatric specialists may be subject to discipline by the Board of Nursing; creating restrictions on the use of professional nursing titles; prohibiting the use of certain professional titles; providing penalties; authorizing approved nursing programs to provide education for the preparation of certified geriatric specialists without further board approval; authorizing certified geriatric specialists to supervise the activities of others in nursing home facilities according to rules by the Board of Nursing; revising terminology relating to nursing to conform to the certification of geriatric specialists; amending s. 381.00315, F.S.; revising requirements for the reactivation of the licenses of specified health care practitioners in the event of public health emergency to include certified geriatric specialists; amending s. 400.021, F.S.; including services provided by a certified geriatric specialist within the definition of nursing service; amending s. 400.211, F.S.; revising requirements for persons employed as nursing assistants to conform to the certification of certified geriatric specialists; amending s. 400.23, F.S.; specifying that certified geriatric specialists shall be considered licensed nursing staff; authorizing licensed practical nurses to supervise the activities of certified geriatric

specialists in nursing home facilities according to rules adopted by the Board of Nursing; amending s. 409.908, F.S.; revising the methodology for reimbursement of Medicaid program providers to include services of certified geriatric specialists; amending s. 458.303, F.S.; revising exceptions to the practice of medicine to include services delegated to a certified geriatric specialist under specified circumstances; amending s. 1009.65, F.S.; revising eligibility for the Medical Education Reimbursement and Loan Repayment Program to include certified geriatric specialists; amending s. 1009.66, F.S.; revising eligibility requirements for the Nursing Student Loan Forgiveness Program to include certified geriatric specialists; providing an appropriation; amending s. 464.201, F.S.; defining terms; amending s. 464.202, F.S.; authorizing the Board of Nursing to adopt rules regarding the practice and supervision of certified nursing assistants; amending s. 464.203, F.S.; revising requirements for the screening of certified nursing assistants; revising hours required for inservice training; providing for certification renewal fees; amending s. 464.204, F.S.; revising the standards under which disciplinary sanctions may be imposed; amending s. 467.013, F.S.; providing for the department to adopt rules governing applications for inactive status for midwives; amending s. 467.0135, F.S.; revising the schedule of fees; amending s. 467.017, F.S.; requiring that the emergency care plan be available to the department; amending s. 468.352, F.S.; revising and providing definitions applicable to the regulation of respiratory therapy; amending s. 468.355, F.S.; revising provisions relating to respiratory therapy licensure and testing requirements; amending s. 468.368, F.S.; revising exemptions from respiratory therapy licensure requirements; repealing s. 468.356, F.S., relating to the approval of educational programs; repealing s. 468.357, F.S., relating to licensure by examination; amending s. 491.005, F.S.; revising certain licensing requirements for clinical social workers; amending s. 491.0145, F.S.; prohibiting the Department of Health from adopting certain rules governing licensure; creating s. 491.0146, F.S.; providing for effect of certain licenses; amending s. 627.912, F.S.; revising requirements for liability reports by insurers; amending s. 766.101, F.S.; providing immunity from liability for a medical review committee established by a university board of trustees and a committee of a college of medicine, college of nursing, or other health care discipline; repealing ss. 456.031, 456.033, 456.034, 458.313, 458.316, 458.3165, and 458.317, F.S., relating to instruction on domestic violence and on HIV and AIDS, licensure by endorsement, public health certificates and public psychiatry certificates, and limited licenses; providing for certain payments made by the Department of Health to the Division of Administrative Hearings to revert to the department; requiring the Office of Program Policy Analysis and Government Accountability and the Auditor General to study the hearings conducted by the division and the billings for those hearings; requiring a report to the Legislature; amending ss. 400.4785, 400.5571, 400.6045, F.S.; prescribing training standards for employees of home health agencies, adult day care centers, and hospices, respectively, that provide care for persons who have Alzheimer's disease or related disorders; prescribing duties of the Department of Elderly Affairs; providing for compliance with guidelines within a certain time period; providing for approval of Alzheimer's training and trainers; providing for application of training to meet specified requirements; providing authority to adopt rules; providing legislative findings and intent; providing effective dates.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment

Investment Advisory Council

Appointees: McCague, Beth Ayers, Amelia

Island

Wood, Gary W., Sarasota

*For Term
Ending*

12/12/2006

12/12/2006

[Referred to the Committees on Governmental Oversight and Productivity; and Ethics and Elections.]

Secretary of the Department of the Lottery

Office and Appointment

Appointee: Mattingly, Rebecca Dirden,
Celebration

*For Term
Ending*

Pleasure of
Governor

[Referred to the Committees on Regulated Industries; and Ethics and Elections.]

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James E. "Jim" King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed HB 479, HB 1155; has passed as amended HB 61, HB 1789, HB 1791; has adopted HM 1669 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Stargel and others—

HB 479—A bill to be entitled An act relating to the offense of stalking; amending s. 784.048, F.S.; defining the term "cyberstalk" to mean communication by means of electronic mail or electronic communication which causes substantial emotional distress and does not serve a legitimate purpose; including within the offenses of stalking and aggravated stalking the willful, malicious, and repeated cyberstalking of another person; providing penalties; revising the elements of the offense of aggravated stalking to include placing a person in fear of death or bodily injury of the person or the person's child, sibling, spouse, parent, or dependent; reenacting ss. 775.084(1)(d), 790.065(2)(c), 921.0022(3)(f) and (g), and 960.001(1)(b), F.S., to incorporate the amendment to s. 784.048, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Representative Poppell and others—

HB 1155—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056, 320.08058, F.S.; renaming the Challenger license plate as the Challenger/Columbia license plate; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans' Affairs, Base Protection, and Spaceports; and Finance and Taxation.

By Representative Sansom and others—

HB 61—A bill to be entitled An act relating to property tax exemptions; amending s. 196.24, F.S.; entitling disabled veterans and the surviving spouses of such veterans to an exemption from taxation of the value of certain property under certain circumstances; providing for grandfathering persons currently receiving the exemption; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Military and Veterans' Affairs, Base Protection, and Spaceports; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By the Committee on Appropriations; and Representative Kyle—

HB 1789—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2003, and ending

June 30, 2004, to pay salaries, and other expenses, capital outlay-buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Appropriations; and Representative Kyle—

HB 1791—A bill to be entitled An act implementing the 2003-2004 General Appropriations Act; providing legislative intent; providing accounting requirements for the state universities for the 2003-2004 fiscal year; amending ss. 430.204 and 430.205, F.S.; requiring the Department of Elderly Affairs to fund certain community care services and core services for the elderly; amending s. 216.292, F.S.; authorizing the Department of Children and Family Services to transfer funds within the family safety program; amending s. 561.121, F.S.; providing that moneys in the Children and Adolescents Substance Abuse Trust Fund may also be used for the purpose of funding programs directed at reducing and eliminating substance abuse problems among adults; amending s. 409.1671, F.S.; requiring that funds for privatized foster care and related services be allocated in accordance with a methodology adopted by the Department of Children and Family Services by rule and granting rulemaking authority for such purpose; providing for lump sum funding in the Department of Children and Family Services to provide for continuity of foster care under certain circumstances; amending s. 394.908, F.S.; providing for substance abuse and mental health funding equity as provided in the General Appropriations Act; authorizing the Department of Children and Family Services to procure contractual services to outsource the operation of the Northeast Florida State Hospital; amending s. 381.0066, F.S.; continuing the additional fee on new construction permits for onsite sewage treatment and disposal systems the proceeds of which are used for system research, demonstration, and training projects; amending s. 385.207, F.S.; authorizing appropriation of funds in the Epilepsy Services Trust Fund for epilepsy case management services; authorizing the Department of Law Enforcement to use certain moneys to provide bonuses to employees for meritorious performance, subject to review; amending s. 216.181, F.S.; authorizing the Department of Law Enforcement to transfer positions and associated budget and a certain percentage of salary rate between budget entities and providing requirements with respect thereto; authorizing the Correctional Privatization Commission to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the commission or the Department of Juvenile Justice; amending s. 16.555, F.S.; authorizing use of the Crime Stoppers Trust Fund to pay for salaries and benefits and other expenses of the Department of Legal Affairs; amending s. 860.158, F.S.; providing directives for the use of moneys in the Florida Motor Vehicle Theft Prevention Trust Fund; amending s. 932.7055, F.S.; allowing municipal special law enforcement trust funds to be used to reimburse certain loans from municipalities; amending s. 581.184, F.S.; requiring notice to the property owner of the removal of infected citrus trees or citrus trees exposed to infection; amending s. 581.1845, F.S.; revising eligibility for compensation of homeowners under the citrus canker eradication program; prescribing the amount of compensation for trees taken in the citrus canker eradication program; amending s. 215.981, F.S.; exempting certain citizen support organizations for the Department of Environmental Protection from the requirement to have an independent audit; amending s. 61.1826, F.S.; revising provisions relating to the special master to resolve disputes involving cooperative agreement and contract terms for certain state and federal child support provisions; amending s. 287.161, F.S.; requiring the Department of Management Services to charge all persons receiving transportation from the executive aircraft pool a specified rate; amending s. 110.116, F.S.; authorizing the Department of Management Services to contract with a vendor to provide a personnel information system; amending s. 110.152, F.S.; authorizing the Department of Management Services to make lump-sum payments for adoption benefits for state employees; amending s. 110.2035, F.S.; revising provisions governing the classification and compensation program for state employees; requiring the Department of Management Services to adopt rules, including emergency rules, necessary to implement such program; amending s. 110.12315, F.S.; providing copayment requirements for the state employees' prescription drug program; amending s. 110.1239, F.S.; providing requirements for the funding of the state group health insurance program; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; amending s. 121.091, F.S.; authorizing certain school administrative personnel to participate in the

DROP; amending s. 252.373, F.S.; providing for use of funds of the Emergency Management, Preparedness, and Assistance Trust Fund, including use of certain funds as state match for current federally approved disaster projects; amending s. 215.559, F.S.; providing that use of the Florida Hurricane Catastrophe Fund shall be as provided in the General Appropriations Act; amending s. 253.025, F.S.; providing that the use of funds allocated to the Relocation and Construction Trust Fund shall be as provided in the General Appropriations Act; amending s. 373.4145, F.S.; extending the period for the interim permitting program for the management and storage of surface waters within the geographical jurisdiction of the Northwest Florida Water Management District; amending s. 290.044, F.S.; eliminating required distribution percentages for program categories from the Florida Small Cities Community Development Block Grant Program Fund and authorizing the set-aside of a certain amount of such funds for certain emergency-related activities; amending s. 15.09, F.S.; deleting provisions relating to creation and use of the Public Access Data Systems Trust Fund; amending s. 265.2861, F.S.; removing funding of specified programs through the Cultural Institutions Trust Fund; amending s. 267.0617, F.S.; deleting a funding source for the Historic Preservation Grant Program; amending s. 607.1901, F.S.; eliminating transfers of specified funds from the Corporations Trust Fund; amending s. 607.19011, F.S.; providing for use of the Corporations Trust Fund as directed by the Legislature; amending s. 402.3017, F.S.; providing for administration of the Teacher Education and Compensation Helps (TEACH) scholarship program by the Agency for Workforce Innovation; amending s. 411.01, F.S.; providing priority for placement of children in the school readiness program; amending s. 1013.62, F.S.; providing that funds for charter school capital outlay funding shall be distributed by the Department of Education as provided in the General Appropriations Act; amending s. 1009.66, F.S.; deleting certain provisions relating to investment and use of interest income of the Nursing Student Loan Forgiveness Trust Fund; amending s. 385.207, F.S.; deleting certain provisions relating to investment and use of interest income of the Epilepsy Services Trust Fund; amending s. 570.544, F.S.; reducing consumer complaint processing responsibilities of the Division of Consumer Services of the Department of Agriculture and Consumer Services; amending ss. 526.3135 and 559.921, F.S., to conform; providing for transfer pursuant to law or a type two transfer of all powers, duties, functions, records, personnel, property, and unexpended balances of appropriations, allocations, and other funds of the Office of Program Policy Analysis and Government Accountability to the Office of the Auditor General; providing for a type two transfer of all powers, duties, functions, records, personnel, property, and unexpended balances of appropriations, allocations, and other funds of the Council for Education Policy Research and Improvement to the Office of the Auditor General; providing for future repeal or expiration of various provisions; providing for reversion of certain provisions; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing applicability to other legislation; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2003-2004 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing an effective date.

—was referred to the Committee on Appropriations.

By Representative Pickens—

HM 1669—A memorial to the Congress of the United States, urging Congress to provide for the conveyance of the National Forest System lands underlying the George Kirkpatrick Dam on the Oklawaha River near Palatka, Florida, and related lands to the State of Florida.

—was referred to the Committee on Rules and Calendar.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 10 was corrected and approved.

CO-SPONSORS

Senators Alexander—SB 2140; Argenziano—SB 2046, SB 2586; Aronberg—CS for SB 2390; Bullard—SB 672, SB 2140; Campbell—SB 2082; Clary—CS for SB 956; Cowin—SB 1500; Dawson—SB 2140; Diaz de la Portilla—CS for SB 956; Dockery—CS for SB 956, CS for SB 1312; Fasano—SB 2062; Hill—SB 2140; Jones—SB 2140; Klein—SB 2638;

Lee—CS for SB 1660; Lynn—CS for SB 354, CS for SB 366, CS for CS for SB 1334, SB 2488; Margolis—SB 2140, CS for CS for SB 2266; Miller—SB 2140; Peaden—CS for SB 956, CS for SB 1164; Posey—SB 2350; Siplin—SB 2140

Senator Margolis withdrew as a co-sponsor of SB 1500.

RECESS

On motion by Senator Lee, the Senate recessed at 1:03 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, April 23 or upon call of the President.

SENATE PAGES

April 14-18, 2003

Charles “Chip” Beatty, Ft. Myers; Daniel Bonner, Bradenton; Stephen Burke, Webster; Franklin “Jesse” Davis, Center Hill; Denise Frohlich, Tallahassee; Jonathan Hukill, Port Orange; Jamie Gonzalez, Coral Springs; Jasmine Jacobs, Tallahassee; Kenneth Stratton Kirton, Crawfordville; Kevin Lavelle, Sarasota; Jonathan Levine, Wellington; Lizbeth Mabry, Gulf Breeze; Andrew Malcolm, Ft. Lauderdale; Candace McMillan, Quincy; Charles Morehead IV, Lighthouse Point; Kristen Orkis, Deltona; Sara Paterniti, Sunrise; Leslie Pantin, Coral Gables; Steven Pruitt, Port St. Lucie; Justin J. Streim, Spring Hill; Nicholas Waters, Kissimmee